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Washington, Tuesday, December 18, 1951

TITLE 3—THE PRESIDENT

PROCLAMATION 2958

COPYRIGHT EXTENSION: ITALY

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the President is authorized, in accordance with the conditions prescribed in section 9 of title 17 of the United States Code, which includes the provisions of the act of Congress approved March 4, 1909, 35 Stat. 1075, as amended by the act of September 25, 1941, 55 Stat. 732, to grant an extension of time for fulfillment of the conditions and formalities prescribed by the copyright laws of the United States of America, with respect to works first produced or published outside the United States of America and subject to copyright or to renewal of copyright under the laws of the United States of America, by nationals of countries which accord substantially equal treatment to citizens of the United States of America; and

WHEREAS the President of Italy has issued a decree, effective from this day, by the terms of which treatment substantially equal to that authorized by the aforesaid section 9 of title 17 is accorded in Italy to literary and artistic works first produced or published in the United States of America during the period commencing on September 3, 1939, and ending one year after the date of this decree; and

WHEREAS the aforesaid decree is annexed to and is part of an agreement embodied in notes exchanged this day between the Government of the United States of America and the Government of Italy; and

WHEREAS, by virtue of a proclamation by the President of the United States of America dated April 9, 1910 (36 Stat. 2685), citizens of Italy are, and since July 1, 1909, have been, entitled to the benefits of the aforementioned act of March 4, 1909, other than the benefits of section 1 (e) of that act; and

WHEREAS, by virtue of a proclamation by the President of the United States of America, dated May 1, 1915 (39 Stat. 1725), the citizens of Italy are, and since May 1, 1915, have been, entitled to the benefits of section 1 (e) of the aforementioned act of March 4, 1909:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, under and by virtue of the authority vested in me by the aforesaid title 17, do declare and proclaim:

That with respect to (1) works of citizens of Italy which were first produced or published outside the United States of America on or after September 3, 1939, and subject to copyright under the laws of the United States of America, and (2) works of citizens of Italy subject to renewal of copyright under the laws of the United States of America on or after September 3, 1939, there has existed during several years of the time since September 3, 1939, such disruption or suspension of facilities essential to compliance with the conditions and formalities prescribed with respect to such works by the copyright laws of the United States of America as to bring such works within the terms of the aforesaid title 17, and that, accordingly, the time within which compliance with such conditions and formalities may take place is hereby extended with respect to such works for one year after the date of this proclamation.

It shall be understood that the term of copyright in any case is not and cannot be altered or affected by this proclamation, and that, as provided by the aforesaid title 17, no liability shall attach under the said title for lawful uses made or acts done prior to the effective date of this proclamation in connection with above-described works, or in respect to the continuance for one year subsequent to such date of any business undertaking or enterprise lawfully entered into prior to such date involving expenditure or contractual obligation in connection with the exploitation, production, reproduction, circulation, or performance of any such work.

(Continued on p. 12687)

CONTENTS

THE PRESIDENT

Proclamation Page

Italy; copyright extension 12685

Executive Order

Secretary of State to exercise certain powers of the President with respect to granting of allowances and allotments to Government personnel on foreign duty 12687

EXECUTIVE AGENCIES

Air Force Department

California; withdrawing public lands for use of the Department for military purposes (*see* Interior Department; Land Management, Bureau of).

Rules and regulations:

Safeguarding military information 12695

Army Department

Rules and regulations:

Medical and dental attendance; dental attendance 12693

Civil Aeronautics Administration

Rules and regulations:

Alterations:

Civil airways designation 12690

Control areas, control zones, and reporting points 12690

Standard instrument approach procedures 12690

Designation of control areas, control zones, and reporting points; correction 12690

Coast Guard

Rules and regulations:

Licensed officers and certificated men regulations during emergency 12705

Waivers of navigation and vessel inspection laws and regulations (2 documents) .. 12702, 12704

Commerce Department

See Civil Aeronautics Administration; International Trade, Office of.

FEDERAL REGISTER

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CONTENTS—Continued

Defense Department Page
See Air Force Department; Army Department.

Economic Stabilization Agency
See Price Stabilization, Office of; Rent Stabilization, Office of.

Federal Power Commission
Notices:
Hearings, etc.:
Idaho Power Co 12708
Kansas City Power & Light Co 12708
Southern California Gas Co. et al 12708
Valdez Cold Storage Corp 12707

Foreign and Domestic Commerce Bureau
See International Trade, Office of.

CONTENTS—Continued

Interior Department Page
See also Land Management, Bureau of.
Notices:
California; withdrawing public lands for use of Department of the Air Force for military purposes 12707
Oregon; reserving certain public land in connection with Government Island Game Management Area 12707

International Trade, Office of
Rules and regulations:
General orders 12687
Licensing policies and related special provisions 12687
Priority ratings and supply assistance assigned by OIT 12687

Interstate Commerce Commission
Notices:
Methanol and anti-freeze preparations from Military, Kans., to St. Louis, Mo., and East St. Louis, Ill.; application for relief 12708

Labor Department
See Public Contracts Division.

Land Management, Bureau of
Rules and regulations:
Public land orders:
California; withdrawing public lands for use of Department of the Air Force for military purposes 12703
Oregon; reserving certain public land in connection with Government Island Game Management Area 12703
Utah; reservation of lands within Ashley National Forest as an administrative site 12703

Price Stabilization, Office of
Rules and regulations:
Manufacturers' general ceiling price regulation, shelled peanuts:
Ceiling prices (CPR 22, SR 20) 12698
Exemption of certain grades (CPR 22) 12698

Public Contracts Division
Notices:
Contracts for certain canned fruits and vegetables 12707

Rent Stabilization, Office of
Rules and regulations:
Hotel regulation; Indiana 12702
Rent controlled, rooms in rooming houses and other establishments; Tennessee 12689

State Department
Secretary authorized to exercise certain powers of the President with respect to granting allowances and allotments to Government personnel on foreign duty (*see* Executive order).

CONTENTS—Continued

Treasury Department Page
See also Coast Guard.
Rules and regulations:
Bureau of the Mint procedures and descriptions of forms; descriptions of new forms and required statements relating to gold matters 12697

Veterans' Administration
Rules and regulations:
Veterans claims; procurement of automobiles and other conveyances for disabled veterans 12702

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 3 Page
Chapter I (Proclamations):
2958 12685
Chapter II (Executive orders):
Mar. 9, 1914 (see PLO 769) 12703
10011 (amended by EO 10313) 12687
10085 (see EO 10313) 12687
10187 (see EO 10313) 12687
10313 12687

Title 14
Chapter II:
Part 600 12690
Part 601 (2 documents) 12690
Part 609 12690

Title 15
Chapter III:
Part 373 12687
Part 384 12687
Part 398 12687

Title 24
Chapter VIII:
Part 825 12689

Title 31
Chapter I:
Part 92 12697

Title 32
Chapter V:
Part 577 12693
Chapter VII:
Part 805 12695

Title 32A
Chapter III (OPS):
CPR 22 12698
CPR 22, SR 20 12698
Chapter XXI (ORS):
RR 3 12702

Title 33
Chapter I:
Part 19 12702

Title 38
Chapter I:
Part 3 12702

Title 43
Chapter I:
Appendix (Public land orders):
768 12703
769 12703
770 12703

Title 46
Chapter I:
Part 154 12704
Part 155 12705

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this twelfth day of December in the year of our Lord nineteen hundred and [SEAL] fifty-one and of the Independence of the United States of America the one hundred and seventy-sixth.

HARRY S. TRUMAN

By the President:

JAMES E. WEBB,
Acting Secretary of State.

[F. R. Doc. 51-15032; Filed, Dec. 17, 1951; 12:25 p. m.]

EXECUTIVE ORDER 10313

AMENDMENT OF EXECUTIVE ORDER NO. 10011 [1] OF OCTOBER 22, 1948, AS AMENDED, AUTHORIZING THE SECRETARY OF STATE TO EXERCISE CERTAIN POWERS OF THE PRESIDENT WITH RESPECT TO THE GRANTING OF ALLOWANCES AND ALLOTMENTS TO GOVERNMENT PERSONNEL ON FOREIGN DUTY

By virtue of the authority vested in me by section 1303 of the Supplemental Appropriaton Act, 1952 (Public Law 253, 82nd Congress), and section 1 of the act of August 8, 1950, (Public Law 673, 81st Congress), it is ordered that section 1 (d) of Executive Order No. 10011 of October 22, 1948, as amended by Executive Order No. 10085 of October 28, 1949 and Executive Order No. 10187 of December 4, 1950, authorizing the Secretary of State to exercise certain powers of the President with respect to the granting of allowances and allotments to Government personnel on foreign duty, be, and it is hereby, amended to read as follows:

"(d) The authority vested in the President by section 1303 of the Supplemental Appropriation Act, 1952 (Public Law 253, 82nd Congress), and by section 302 of the United States Information and Educational Exchange Act of 1948 (62 Stat. 8) to prescribe, with respect to civilian officers and employees of the Government, regulations governing living-quarters allowances, cost-of-living allowances, and representation allowances in accordance with, or similar to, such allowances authorized by the said act of June 26, 1930, or the said section 901 of the Foreign Service Act of 1946."

This order shall be effective as of July 1, 1951.

HARRY S. TRUMAN

THE WHITE HOUSE,
December 14, 1951.

[F. R. Doc. 51-15011; Filed, Dec. 14, 1951; 4:30 p. m.]

RULES AND REGULATIONS

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of International Trade

[5th Gen. Rev. of Export Regs., Amdt. 86 [2]]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

PART 384—GENERAL ORDERS

PART 398—PRIORITY RATINGS AND SUPPLY ASSISTANCE ASSIGNED BY OIT

MISCELLANEOUS AMENDMENTS

1. Section 373.1 *Export licensing general policy, paragraph* (h) *Commodities subject to this export licensing policy*, subparagraph (2) is amended in the following particulars:

The entries having the following Schedule B numbers are amended to read as set forth below:

Commodity:	*Schedule B No.*
Cattle hides, wet [1]	020104
Calf skins, dry [1]	020602
Calf skins, wet (including slunk skins) [1]	020604
Kip skins, dry [1]	020702
Kip skins, wet [1]	020704
Core drills	731100

[1] The provisions of this section do not apply to commodities for which applications for license to export are submitted in accordance with the provisions of §373.6.

This part of the amendment shall become effective as of December 6, 1951.

2. Section 373.6 *Special provisions for calf and kip skins* is amended to read as follows:

§ 373.6 *Special provisions for hides and skins, raw, of foreign origin*—(a) *Commodities.* The provisions of this section are applicable to applications for licenses to export the following commodities, in accordance with the terms and conditions set forth herein:

Schedule B. No.:	*Commodity*
020104	Cattle hides, wet.
020602	Calf skins, dry.
020604	Calf skins, wet (including slunk skins).
020702	Kip skins, dry.
020704	Kip skins, wet.
025098	Buffalo hides.
025098	Cattle hide parts.

(b) *Exception from quantitative quota limitations.* Applications for licenses to export the commodities listed in paragraph (a) of this section which are not the growth, production, or manufacture of the United States, and which have been imported into the United States and stored in bonded warehouses without a consumption entry having been made, will be considered without regard to quantitative quota limitations; provided such applications are accompanied by the following certifications:

I (we) hereby certify that the (named commodities) covered by this application are not the growth, production, or manufacture of the United States; have been imported into the United States and are in bonded warehouses in the United States; and that no consumption entry for these commodities has been made at a United States customhouse.

(c) *Exception from specified time submission schedules.* Applications covering commodities listed in paragraph (a) of this section which are submitted in accordance with the provisions of paragraph (b) of this section are excepted from the provisions of § 373.51 (Supplement 1, Time schedules) and may be submitted at any time. Applications submitted in accordance with the provisions of paragraph (b) of this section may not include any commodity licensed against a quantitative quota, even though such commodity may be classified under the same Schedule B number as that of a commodity proposed for export under the provisions of this section.

This part of the amendment shall become effective as of December 6, 1951.

3. Section 373.15 *Special provisions for sugar* is hereby deleted.

This part of the amendment shall become effective as of December 6, 1951.

4. Section 373.16 *Special provisions for certain commodities; evidence of availability*, paragraph (b) *Commodities* is amended by adding thereto entries covering certain hot-dipped or electrolytic tinplate, and by revising the entry for crude asbestos and spinning fibers so as to read as follows:

(b) *Commodities.* The requirements of this section are applicable to the following Positive List commodities:

Sulfur, crude, crushed, ground, refined, sublimed, and flowers: Schedule B Nos. 571400 and 571500.

All iron, steel, and nonferrous products with the processing codes STEE and NONF, except copper, steel, and aluminum in the shapes and forms described in Schedule I of CMP Regulation 1.[3] (A copy of Schedule I of CMP Regulation 1 is printed as Supplement 2 to Part 398.)

Rayon and special chemical grades of bleached sulfite wood pulp; sulfite wood pulp, bleached, other than rayon and special chemical grades; sulfite wood pulp, unbleached; soda wood pulp; sulfate wood pulp, unbleached; sulfate wood pulp, bleached; sulfate wood pulp, semi-bleached; groundwood pulp; other wood pulp and screenings: Schedule B Nos. 460100 through 461900.[3]

Waste-waste tinplate: Schedule B No. 604000.

Hot-dipped or electrolytic tinplate, unassorted as to temper, Schedule B Nos. 604110 and 604150.[3] In the case of this tinplate, the commitment letter must also (1) identify the commodities by lot number or other designation identifying the particular lot, and (2) name all the export license applicants to whom the supplier has made a commitment to supply the same lot or lots of commodities (where the supplier has

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[1] 13 F. R. 6263; 3 CFR, 1948 Supp.

[2] This amendment was published in Current Export Bulletin No. 650, dated December 6, 1951.

[1] The provisions of this section shall become effective July 16, 1951, with respect to commodities coded NONF made subject to such provisions by CEB 626.

[2] Effective July 2, 1951.

[3] Effective December 6, 1951.

made such a commitment to more than one export license applicant). (All other secondary tinplate products and unmended menders are excluded from the provisions of this section.)

Construction, excavating and conveying machinery: Schedule B Nos. 720110 through 721500, 722200 through 723510, and 729100.[4]

Tractor, tracklaying type, and parts: Schedule B Nos. 787310 through 787560, and 788901.[4]

Crude asbestos and spinning fibers, unmanufactured: Schedule B No. 545110.[5]

Plumbers' brass goods: Schedule B No. 645600

This part of the amendment shall become effective as of December 6, 1951.

5. Section 373.51 *Supplement 1: Time schedules for submission of applications for licenses to export certain Positive List commodities* is amended to read as follows:

TIME SCHEDULES FOR SUBMISSION OF APPLICATIONS FOR LICENSES TO EXPORT CERTAIN POSITIVE LIST COMMODITIES[1]

[Fourth quarter 1951 and first quarter 1952]

Dept. of Commerce Schedule B No.	Commodity	Submission dates	
		Fourth quarter 1951	First quarter 1952
	Hides and skins, raw, except furs[2]		
020104	Cattle hides, wet	The first month of the current calendar quarter.	The first month of the current calendar quarter.
020602	Calf skins, dry		
020604	Calf skins, wet (include slunk skins)		
020702	Kip skins, dry		
020704	Kip skins, wet		
025098	Buffalo hides		
	Coal and related fuels	On or before Oct. 26, 1951, if export will be made during November 1951; on or before Nov. 20, 1951, if export will be made during December 1951.	On or before the 20th of the month preceding month export will be made.
500100	Coal, anthracite		
500200	Coal, bituminous, sub-bituminous, and lignite		
500400	Coke (except petroleum coke)		
	Other nonmetallic minerals[2]		
547300	Artificial graphite electrodes for furnace or electrolytic work, 1 inch in cross-sectional dimension and over.	Sept. 10–Sept. 21, 1951	Dec. 3–Dec. 14, 1951.
547300	Carbon rods and electrodes for furnace or electrolytic work, 1 inch in cross-sectional dimension and over.		
548098	Artificial graphite blocks, bricks, or shapes		
548098	Carbon or artificial graphite rods and electrodes for other than furnace or electrolytic work, 1 inch in cross-sectional dimension and over.		
	Metals and manufactures[2]		
	Controlled Materials:[4][5]		
	Commodities with processing code STEE or TNPL:		
	Stainless and other alloy steel	June 1–June 15, 1951	Sept. 17–Sept. 28, 1951.
	All other	July 2–July 16, 1951	Oct. 1–Oct. 15, 1951.
	Commodities with processing code NONF	July 2–July 16, 1951	Oct. 1–Oct. 15, 1951.
	Commodities Other Than Controlled Materials:		
	All commodities with processing code NONF under the following headings:		
	Aluminum and manufactures	July 2–July 16, 1951	Nov. 1–Nov. 15, 1951.
	Copper and manufactures	Sept. 1–Sept. 15, 1951	Nov. 1–Nov. 15, 1951.
	Brass and bronze manufactures	Sept. 1–Sept. 15, 1951	Nov. 1–Nov. 15, 1951.
	Lead, nickel, tin, zinc, and manufactures	Sept. 10–Sept. 21, 1951	Nov. 1–Nov. 15, 1951.
645600	Plumbers' brass goods		Dec. 15–Dec. 31, 1951.
662000	Babbitt metal	Sept. 10–Sept. 21, 1951	Nov. 1–Nov. 15, 1951.
664515	Cadmium dross, flue dust, residues, and scrap.		
664915	Cadmium metals (metallic shapes included)		
664917	Cadmium alloys		

[1] Applications for licenses to export commodities for which no specified filing dates are announced may be submitted at any time. (See § 372.3 (a) of this subchapter.)

[2] Applications for licenses covering these commodities submitted in accordance with the provisions of § 373.6 of this subchapter may be submitted at any time.

[3] The submission dates for these commodities are also applicable to project license applications (see §§ 374.2 (f) and 374.3 (d) of this subchapter).

[4] See § 398.5 (e) of this subchapter for list of controlled materials.

[5] See § 398.5 (d) of this subchapter for exception to these dates under certain conditions.

TIME SCHEDULES FOR SUBMISSION OF APPLICATIONS FOR LICENSES TO EXPORT CERTAIN POSITIVE LIST COMMODITIES[1]

[Second quarter 1952]

Dept. of Commerce Schedule B No.	Commodity	Submission dates	
		Second quarter 1952	Third quarter 1952
	Metals and manufactures[2]		
645600	Plumbers' brass goods	Mar. 1, 1952–Mar. 15, 1952.	
	Controlled Materials:[3][4]		
	Commodities with processing code STEE	Dec. 1, 1951–Dec. 15, 1951.	
	Commodities with processing code TNPL	Dec. 5, 1951–Dec. 20, 1951.	
	Commodities with processing code NONF	Dec. 15, 1951–Dec. 31, 1951.	

[1] Applications for licenses to export commodities for which no specified filing dates are announced may be submitted at any time. (See § 372.3 (a)) of this subchapter.)

[2] The submission dates for these commodities are also applicable to project license applications (see §§ 374.2 (f) and 374.3 (d) of this subchapter), but are not applicable to petroleum project licenses (see § 398.8 (d) of this subchapter).

[3] See § 398.5 (e) of this subchapter for list of controlled materials.

[4] See § 398.5 (d) of this subchapter for exception to these dates under certain conditions.

[4] Effective July 16, 1951.

[5] Effective August 31, 1951, and as amended in CEB 649, effective December 20, 1951.

This part of the amendment shall become effective as of December 6, 1951.

6. Section 384.2 *Practice before the Office of International Trade* is amended in the following particulars:

The title of the section and paragraph (a) *Activities of persons appearing before the Office of International Trade in connection with export control matters* are amended to read as follows:

§ 384.2 *Conduct of business and practice before the Office of International Trade*—(a) *Activities of persons appearing before the Office of International Trade in connection with export control matters*—(1) *Who may be excluded.* Any person, whether acting on his own behalf or on behalf of another, who shall be found guilty of engaging in any unethical activity or who shall be demonstrated not to possess the required integrity and ethical standards may be excluded from (denied) export privileges on his own behalf or may be excluded from practice before the Office of International Trade on behalf of another, in connection with any export control matter, or both, as provided in § 382.1 of this subchapter.

(2) *Grounds for exclusion.* Among the grounds for such exclusion are the following:

(i) Inducing or attempting to induce by gifts, promises, bribes, or otherwise any officer or employee of the Office of International Trade or any Customs or Post Office official to take any action with respect to the issuance of licenses or any other aspects of the administration of the export control law, whether or not in violation of any regulation.

(ii) Offering or making gifts or promises thereof to any such official or employee for any other reason.

(iii) Soliciting by advertisement or otherwise the handling of business before the Office of International Trade on the representation, express or implied, that such person, through personal acquaintance or otherwise, possesses special influence over any officer or employee of that Office.

(iv) Charging or proposing to charge for any service performed in connection with the issuance of any license any fee wholly contingent upon the granting of such license and the amount or value thereof. This provision will not be construed to prohibit the charge of any fee agreed to by the parties, provided that the out-of-pocket expenditures and the reasonable value of the services performed, whether or not the license is issued and regardless of the amount thereof, are fairly compensated.

(v) Knowingly violating or participating in the violation of, or an attempt to violate, any regulation with respect to the exportation of commodities, including the making of or inducing another to make any false representations to facilitate any exportation in violation of the export control law or any order or regulation issued thereunder.

(3) *Definition.* As used in this paragraph, the term "practice before the Office of International Trade" includes (i) the submission on behalf of another of applications for export license or other documents required to be filed with the Office of International Trade, or the ex-

ecution of the same; (ii) conferences or other communications on behalf of another with officers or employees of the Office of International Trade for the purpose of soliciting or expediting approval by the Office of International Trade of applications for export licenses or other documents, or with respect to quotas, allocations, requirements or other export control actions, pertaining to matters within the jurisdiction of the Office of International Trade; (iii) participation on behalf of another in any proceeding pending before the Office of International Trade; (iv) the submission to a Customs official on behalf of another of a license or export declaration or other export-control documents.

(4) *Proceedings.* All proceedings under this section shall be conducted in the same manner as provided in Part 382 of this subchapter.

This part of the amendment shall become effective as of December 6, 1951.

7. Section 398.5 *CMP: Export allocations and procedures,* paragraph (b) *Export quotas and allotment symbols for controlled materials,* subparagraph (4) *Requests for conversion of CMP allotments* is amended by adding thereto subdivision (iv) set forth below. The interpretative Note following subparagraph (4) remains unchanged.

(iv) A list of suppliers with whom the licensee has attempted unsuccessfully to place his order during the quarter specified on the export license, with a statement describing such attempts, including dates thereof, with respect to each such supplier; or copies of correspondence with such suppliers which substantiates the licensee's unsuccessful attempts to place his order during such period.

This part of the amendment shall become effective as of December 6, 1951.

(Sec. 3, 63 Stat. 7; 50 U. S. C. App Sup. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

LORING K. MACY,
Director,
Office of International Trade.

[F. R. Doc. 51-14926; Filed, Dec. 17, 1951; 8:47 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Rent Stabilization, Economic Stabilization Agency

[Controlled Housing Rent Reg., Amdt. 433]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 428]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

TENNESSEE

Amendment 433 to the Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and Amendment 428 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92). Said regulations are amended in the following respects:

1. In Schedule A, Item 292b, is added as follows:

State and name of defense-rental area	Class	County or counties in defense-rental areas under regulation	Maximum rent date	Effective date of regulation
Tennessee				
(292b) Oak Ridge	B	In Anderson and Roane Counties, the Community known as Oak Ridge.	Mar. 1, 1942	Aug. 1, 1943

This recontrols the Community known as Oak Ridge, Tennessee (formerly known as the Clinton Engineering Works) as the Oak Ridge Defense-Rental Area under section 204 (i) of the Housing and Rent Act of 1947, as amended. The said Community was heretofore decontrolled as of May 15, 1947, then a portion of the Knoxville Defense-Rental Area.

2. A new item is hereby incorporated in Schedule B of the Controlled Housing Rent Regulation to read as follows:

95. *Provisions relating to the Oak Ridge Defense-Rental Area.* Effective December 18, 1951, the provisions of §§ 825.1 to 825.12 shall apply to housing accommodations in the Oak Ridge Defense-Rental Area, except as modified by the following provisions:

a. Section 825.4 shall be inapplicable to housing accommodations in this defense-rental area.

b. For housing accommodations in the defense-rental area having an established rent on December 18, 1951, the maximum rent shall be the established rent for such housing accommodations on that date. For housing accommodations which have no established rent on December 18, 1951, the maximum rent shall be the first rent charged after that date for such accommodations. The Director, at any time on his own initiative or on application of the tenant, may order a decrease of a maximum rent, established under this paragraph, on the ground that the maximum rent is substantially higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1942, taking into consideration all relevant factors, including any adjustments under § 825.5 (a) which may be applicable.

c. For the purpose of establishing maximum rents on the basis of the rent generally prevailing on the maximum rent date in the defense-rental area, the defense-rental area shall be deemed to include the counties of Blount, Knox, Anderson and Roane, Tennessee.

d. If on December 18, 1951, there was a ground for adjustment under § 825.5 (a) for which no order had previously been issued, and a petition for adjustment is filed on or before February 1, 1952, the adjustment shall be effective as of December 18, 1951.

e. In the case of any action which, on December 18, 1951, was required or authorized by §§ 825.1 to 825.12 to be taken within a specified period of time, the same time period shall be applicable but such time period shall be counted from December 18, 1951.

3. A new item is hereby incorporated in Schedule B of the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments to read as follows:

93. *Provisions relating to the Oak Ridge Defense-Rental Area.* Effective December 18, 1951, the provisions of §§ 825.81 to 825.92 shall apply to housing accommodations in the Oak Ridge Defense-Rental Area, except as modified by the following provisions:

a. Section 825.84 shall be inapplicable to housing accommodations in this defense-rental area.

b. For rooms in the defense-rental area having established rents on December 18, 1951, the maximum rents shall be the established rents for such rooms on that date for different terms of occupancy and different numbers of occupants. If a room did not have an established rent or did not have an established rent for a particular term of occupancy or number of occupants on December 18, 1951, the landlord may establish such maximum rents by registration. If a room is first rented or first rented for a particular term or number of occupants after December 18, 1951, and a maximum rent is not established by registration, the maximum rent shall be the rent first charged after that date for a particular term or number of occupants. The Director, at any time on his own initiative or on application of the tenant, may order a decrease of a maximum rent, established under this paragraph, on the ground that the maximum rent is substantially higher than the rent generally prevailing in the defense-rental area for comparable rooms on March 1, 1942, taking into consideration all relevant factors including any adjustments under § 825.85 (a) which may be applicable.

c. For the purpose of establishing maximum rents on the basis of the rent generally prevailing on the maximum rent date in the defense-rental area, the defense-rental area shall be deemed to include the counties of Blount, Knox, Anderson and Roane, Tennessee.

d. If on December 18, 1951, there was a ground for adjustment under § 825.85 (a) for which no order had previously been issued, and a petition for adjustment is filed on or before February 1, 1952, the adjustment shall be effective as of December 18, 1951.

e. In the case of any action which, on December 18, 1951, was required or authorized by §§ 825.81 to 825.92 to be taken within a specified period of time, the same time period shall be applicable but such time period shall be counted from December 18, 1951.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

This amendment shall be effective December 18, 1951.

Issued this 13th day of December 1951.

TIGHE E. WOODS,
Director of Rent Stabilization.

[F. R. Doc. 51-14965; Filed, Dec. 17, 1951; 9:15 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 59]

PART 600—DESIGNATION OF CIVIL AIRWAYS

CIVIL AIRWAY ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required.

Part 600 is amended as follows:

1. Section 600.19 *Green civil airway No. 9 (Hawaiian Islands)* is amended by adding the following to present civil airway: "excluding the portion below 5,500 feet which overlaps the Kaneohe Naval Airspace Reservation."

2. Section 600.201 *Red civil airway No. 1 (Portland, Oreg., to Kansas City, Mo.)* is amended by correcting the name of facility at Topeka, Kans., from "Topeka, Kans., VHF radio range station" to "Topeka, Kans., omnirange station."

3. Section 600.611 *Blue civil airway No. 11 (Toledo, Ohio, to Niagara Falls, N. Y.)* is amended by correcting last portion to read: "From the Cleveland, Ohio, radio range station via the Erie, Pa., radio range station; the intersection of the northeast course of the Erie, Pa., radio range and the southwest course of the Buffalo, N. Y., radio range to the intersection of the southwest course of the Buffalo, N. Y., radio range and the east course of the Clear Creek, Ont., Can., radio range. From the Buffalo, N. Y., radio range station to the Niagara Falls Airport, Niagara Falls, N. Y., excluding the portion which lies outside the United States."

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 302, 52 Stat. 985, as amended; 49 U. S. C. 452)

This amendment shall become effective 0001 e. s. t., December 25, 1951.

[SEAL] F. B. LEE,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 51-14935; Filed, Dec. 17, 1951; 8:48 a. m.]

[Amdt. 64]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

MISCELLANEOUS AMENDMENTS

The control area, control zone and reporting point alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required.

Part 601 is amended as follows:

1. Section 601.12 *Green civil airway No. 2 control areas (Seattle, Wash., to Boston, Mass.)* is amended by correcting last portion to read: "from the Lansing, Mich., omnirange station via the Lansing omnirange 99° True en route radial to its point of intersection with the Detroit, Mich., omnirange 343° True en route radial."

2. Section 601.613 *Blue civil airway No. 13 control areas (Houston, Tex., to Minneapolis, Minn.)* is amended by changing first portion to read: "All of Blue civil airway No. 13 including all that area within 5 miles either side of the en route and altitude change radials and the area between the altitude change and en route radials from the Houston, Tex., omnirange station to the Lufkin, Tex., omnirange station via the direct en route radials; from the Lufkin, Tex., omnirange station to the Shreveport, La., omnirange station via the direct en route radials. From the Fort Smith, Ark., omnirange station to the Neosho, Mo., omnirange station via the direct en route and 15° west altitude change radials;"

3. Section 601.1109 is amended to read:

§ 601.1109 *Control area extension (Goodland, Kans.).* From the Goodland, Kans., omnirange station extending 5 miles either side of the 22° True radial of the omnirange to a point 20 miles north.

4. Section 601.1984 *5-mile control zones,* is amended by deleting the following airport: "Naknek, Alaska: Naknek Airport" and by adding the following in lieu thereof: "King Salmon, Alaska: King Salmon Airport."

5. Section 601.2214 is amended to read:

§ 601.2214 *Goodland, Kans., control zone.* Within a 5-mile radius of the Goodland, Kans., Municipal Airport and within 2 miles either side of the 22° True radial of the Goodland omnirange extending from the omnirange station to a point 10 miles north.

6. Section 601.2300 is added to read:

§ 601.2300 *Upolu Point, Hawaii, T. H., control zone.* Within a 5-mile radius of the Upolu Point Airport and within 2 miles either side of the 261° True radial of the Upolu Point omnirange extending from the omnirange station to a point 10 miles west.

7. Section 601.4201 *Red civil airway No. 1 (Portland, Oreg., to Kansas City, Mo.)* is amended by deleting the following compulsory reporting point: "Waldo, Kans., VHF radio range station;" and by changing name of facility of compulsory reporting points from "VHF radio range station" to "omnirange station" at the following locations:

Goodland, Kans.	Salina, Kans.
Hill City, Kans.	Topeka, Kans.

8. Section 601.4211 *Red civil airway No. 11 (Enid, Okla., to Boston, Mass.)* is amended by deleting the following compulsory reporting point: "the intersection of the east course of the Louisville, Ky., radio range and the northwest course of the Lexington, Ky., radio range;".

9. Sectiton 601.5001 *Other reporting points* is amended by adding the following compulsory reporting points:

Malden, Miss., omnirange station.
Pine Bluff, Ark., omnirange station.
Tuscaloosa, Ala., omnirange station.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective 0001 e. s. t., December 25, 1951.

[SEAL] F. B. LEE,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 51-14936; Filed, Dec. 17, 1951; 8:48 a. m.]

[Amdt. 63]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

MISCELLANEOUS AMENDMENTS

Correction

In F. R. Doc. 51-14314, appearing at page 12180 of the issue for Saturday, December 1, 1951, the following change should be made:

In § 601.2048, "256°" should read "356°".

[Amdt. 7]

PART 609—STANDARD INSTRUMENT APPROACH PROCEDURES

ALTERATIONS

The standard instrument approach procedure alterations appearing hereinafter are adopted when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required. Part 609 is amended as follows:

1. The low frequency range procedures prescribed in § 609.6 are amended to read in part:

Low Frequency Range Procedures

Station; frequency; identification; class	Minimum initial approach altitude from the direction and radio fix indicated	Final approach range course	Procedure turn minimum at distances from radio range station	Minimum altitude over range—final approach (ft.)	Station to airport: Magnetic bearing (degs.)	Station to airport: Distance (mi.)	Field elevation (ft.)	Ceiling and visibility minimums	Day: Ceiling (ft.)	Day: Visibility (mi.)	Night: Ceiling (ft.)	Night: Visibility (mi.)	If visual contact not established over airport at authorized landing minimums, or if landing not accomplished; remarks
ALBANY, N. Y. Albany Airport (Procedure No. 1) 263 kc; ALB; SBRAZ-DTV	N—4,500′ (Burlington LF Range) N—3,000′ (Glens Falls Rbn) N—1,600′ (Saratoga Springs FM) N—1,100′ (Round Lake FM) (final) E—5,500′ (N crs Westfield) E—3,000′ (Grafton FM) S—5,000′ (Poughkeepsie Range) S—2,200′ (Coxsackie FM) S—1,700′ (Delmar FM) W—3,000′ (SE crs Utica) W—1,800′ (Schenectady FM)	N	10 mi.—1,600′ W side N crs 15 mi.—1,800′ W side N crs 20 mi.—1,800′ W side N crs 25 mi.—1,800′ W side N crs	1,100	195	2.8	282	R (R) S* A T	600 500 500 800 300	1.5 1.0 1.0 2.0 1.0	600 500 500 800 300	1.5 1.0 1.0 2.0 1.0	Climb to 1,000′ on S crs, turn right, continue climb and proceed out W crs climbing to 3,000′, or alternate procedure (when directed by ATC), climb to 5,000′ on S crs. *Runway 19. Shuttle: N crs to 1,800′ within 15 mi.
(Procedure No. 2)	N—4,500′ (Burlington Range) N—2,200′ (Saratoga Springs FM) E—5,500′ (N crs Westfield) E—3,000′ (Grafton FM) S—5,000′ (Poughkeepsie Range) S—1,700′ (Coxsackie FM) (final) W—3,000′ (SE crs Utica) W—1,800′ (Schnectady FM)	S	10 mi.—2,200′ E side S crs 15 mi.—2,200′ E side S crs 20 mi.—2,200′ E side S crs 25 mi.—2,200′ E side S crs	1,700 (Over Delmar FM)	15 (From Delmar FM)	5.4	282	R (R) S* A T	600 500 500 800 300	1.5 1.0 1.0 2.0 1.0	600 500 500 800 300	1.5 1.0 1.0 2.0 1.0	Climb to 3,000′ on N crs within 25 mi, or alternate procedure (when directed by ATC), climb to 3,000′ on W crs within 25 mi. *Runway 1 only. Shuttle: N crs to 1,800′ within 15 mi.
ALBUQUERQUE, N. MEX. Kirtland AFB 230 kc; ABQ; SBRAZ-DTV	N—Minimum en route altitude N—6,500′ (Alameda Rbn)* E—11,000′ (S crs Otto) S—10,000′ (Truth or Consequences LF Range) S—6,000′ (Peralta FM) (final) W—10,000′ (Acomita Range)	S	10 mi.—7,000′* W side S crs 15 mi.—7,000′* W side S crs 20 mi.—7,000′* W side S crs 25 mi.—7,000′* W side S crs	*6,000	355	3.0	5,330	R (R) S A T	500 500 500 800 500	1.5 1.0 1.0 2.0 2.0	500 500 500 800 500	1.5 1.0 1.0 2.0 2.0	Climb to 8,000′* on N crs. Alternate procedure (when directed by ATC), turn left, climb to 10,000′ on W crs within 25 mi. *Caution: Terrain exceeding 8,000′ in East quadrants of range. All turns to be made on W side of course.
ATLANTA, GA. Atlanta Airport 266 kc; ATL; SBRAZ-DTXV	NE—2,800′ (Spartanburg Range) NE—2,200′ (Stone Mountain FM) SE—2,000′ (Macon Range) SE—1,600′ (Jonesboro FM) (final) SW—2,000′ (Maxwell Range) SW—2,000′ (Madras FM) NW—4,000′ (Chattanooga Range) NW—2,300′ (Smyrna FM)	SE	10 mi.—2,000′ E side SE crs 15 mi.—2,000′ E side SE crs 20 mi.—2,000′ E side SE crs 25 mi.—2,000′ E side SE crs	1,600	314	1.5	1,024	R (R) S* A T	500 500 500 800 300	1.5 1.0 1.0 2.0 1.0	500 500 500 800 300	1.5 1.0 1.0 2.0 1.0	Climb to 2,500′ and proceed to the Campbellton Range via the NW crs of Atlanta and E crs of Campbellton; or alternate procedure (when directed by ATC), climb to 3,500′ on NW crs of Atlanta. *Runway 33.
BANGOR, MAINE Dow AFB 239 kc; BGR; SBRAZ-DTV	NE—2,500′ (S crs Houlton) SE—Min. en route alt. SW—2,300′ (Augusta Range) NW—2,000′ (SW crs Millinocket) NW—1,200′ (E. Corinth FM) (final)	NW	10 mi.—1,700′ W side NW crs 15 mi.—1,800′ W side NW crs 20 mi.—1,900′ W side NW crs 25 mi.—2,000′ W side NW crs	1,200	180	2.2	192	R (R) A T	700 500 800 300	1.5 1.0 2.0 1.0	700 500 800 300	1.5 1.0 2.0 1.0	Climb to 2,500′ on SE crs. Note: Runway 10/28 not authorized for night operations. Caution: 632′ msl radio tower located 2 mi. NE of airport.
BRIDGEPORT, CONN. Bridgeport Airport 221 kc; BDR; MRLWZ	NE—2,000′ (SE crs Hartford) SE—1,200′ (NE crs Mitchel) SW—1,500′ (E crs LaGuardia) NW—2,000′ (NE crs Newark)	NE	10 mi.—1,500′ N side NE crs 15 mi.—1,500′ N side NE crs 20 mi.—2,000′ N side NE crs 25 mi.—2,000′ N side NE crs	1,000	231	3.7	9	R (R) S* A T	500 500 500 1,000 (BCOB) 300	1.5 1.0 1.0 2.0 1.0	500 500 500 1,000 (BCOB) 300	1.5 1.0 1.5 2.0 1.0	Climb to 1,500′ on SW crs. *Runway 24.
BRYAN, TEX. Bryan AFB 212 kc; BYT; BMRLZ-DTV	NE—Minimum en route altitude SE—1,600′ (Houston LF Range) SW—Minimum en route altitude NW—2,000′ (Waco LF Range)	NW	10 mi.—1,500′ W side NW crs 15 mi.—1,500′ W side NW crs 20 mi.—1,500′ W side NW crs 25 mi.—1,500′ W side NW crs	800	117	4.5	265	R (R) A T	500 500 1,500 300	1.5 1.0 3.0 1.0	500 500 1,500 300	2.0 2.0 3.0 1.0	Climb to 1,600′ on SE crs. Note: For military use only.
CHEYENNE, WYO. Cheyenne Airport (Procedure No. 1) 326 kc; CYS; SBRAZ-DTV	N—7,500′ (NE crs Laramie) E—7,300′ (SW crs Scottsbluff) S—7,500′ (Denver LF Range) W—10,500′ (NE crs Laramie) W—8,000′ (Silver Crown FM)	W	10 mi.—8,000′* N side W crs** 15 mi.—NA 20 mi.—NA 25 mi.—NA	6,800	67	0.9	6,156	R (R) A T	500 500 800 300	1.5 1.0 2.0 1.0	500 500 800 300	1.5 1.5 2.0 1.0	Climb to 7,500′ on S crs. Alternate procedure (when directed by ATC), climb to 7,500′ on N crs. *Procedure turn must be accomplished within 10 mi. on account of higher terrain to the W. **Procedure turn S side W crs not authorized on account of higher terrain. Shuttle: On E crs to 8,000′ 25 miles.

LOW FREQUENCY RANGE PROCEDURES—Continued

Station; frequency; identification; class	Minimum initial approach altitude from the direction and radio fix indicated	Final approach range course	Procedure turn minimum at distances from radio range station	Minimum altitude over range—final approach (ft.)	Station to airport: Magnetic bearing (degs.)	Station to airport: Distance (mi.)	Field elevation (ft.)	Ceiling and visibility minimums	Day: Ceiling (ft.)	Day: Visibility (mi.)	Night: Ceiling (ft.)	Night: Visibility (mi.)	If visual contact not established over airport at authorized landing minimums, or if landing not accomplished: remarks
CHICAGO, ILL. Chicago-Midway Airport Procedure No. 2)	(PROCEDURE CANCELLED)												
CHINCOTEAGUE, VA. Chincoteague NAF 227 kc; NKZ; SMRLZ	N—Minimum en route altitude E—1,500′ (NE crs Norfolk) S—1,500′ (NE crs Norfolk) W—1,500′ (SE crs Patuxent River)	W	10 mi.—1,500′ S side W crs 15 mi.—1,500′ S side W crs 20 mi.— 1,500′ S side W crs 25 mi.—1,500′ S side W crs	800	98	4.5	28	R (R) S* A T	#500 #500 #500 800 300	1.5 1.0 1.0 2.0 1.0	#500 #500 #500 800 300	1.5 1.0 1.0 2.0 1.0	Climb to 1,500′ on E crs. *Runway 10. #Naval acft only, 400–1.
CORPUS CHRISTI NAS, TEX. Corpus Christi NAS 248 kc; NGP; SMRLZ	N—2,500′ (NE crs Corpus Christi) E—Minimum en route altitude S—Minimum en route altitude W—2,500′ (S crs Alice)	S	10 mi.—1,500′ E side S crs 15 mi.—1,500′ E side S crs 20 mi.—1,500′ E side S crs 25 mi.—1,500′ E side S crs	800	351	3.3	19	R A T	500 800 300	1.0 2.0 1.0	500 800 300	1.5 2.0 1.0	Turn right to mag. crs. of 95° maintaining 500′ until 4 mi. E of N crs. Corpus Christi NAS range. Then climb to 1,500′ on mag. crs. of 95° and contact NAS tower for further instructions.
DES MOINES, IOWA Des Moines Airport 212 kc; DSM; SBRAZ-DTV	N—2,500′ (SW crs La Crosse) E—2,200′ (N crs Burlington) S—2,200′ (NW crs Kirksville) S—1,600′ (Martensdale FM) (final) W—2,600′ (Omaha Range)	S	10 mi.—2,100′ E side S crs 15 mi.—2,100′** E side S crs 20 mi.—2,200′** E side S crs 25 mi.—2,200′** E side S crs	**1,600	343	2.2	957	R (R) S* A T#	500 500 500 800 300	1.5 1.0 1.0 2.0 1.0	500 500 500 800 300	1.5 1.0 1.0 2.0 1.0	Immediately turn left and climb to 2,600′ on W crs. *Runway 35. **If procedure turn is accomplished beyond 10 mi, altitude inbound to Martensdale FM is 1,700′. CAUTION: 1549′ msl. TV tower located 3.2 mi. NNE of arpt. #When TV tower not visible on N, NE, E, and W takeoffs, climb to 2,500′ before turning toward tower.
DRUMMOND, MONT. Drummond Airport	(PROCEDURE CANCELLED)												
EFFINGHAM, ILL. CAA Int. Field	(PROCEDURE CANCELLED)												
EPHRATA, WASH. Ephrata Airport	(PROCEDURE CANCELLED)												
FALLON, NEV. Fallon ALF 230 kc; FFN; SBRAZ-DTV	NE—Minimum en route altitude SE—Minimum en route altitude SW—Minimum en route altitude NW—9,000′ (NE crs Reno)	NE	10 mi.—6500′ N side NE crs 15 mi.—7,000′ N side NE crs 20 mi.—11,000′ N side NE crs 25 mi.—11,000′ N side NE crs	5,500	211	2.1	3930	R A T	1,000 1,000 300	2.0 2.0 1.0	1,000 1,000 300	2.0 2.0 1.0	Climb to 8500′ on SW crs within 25 mi. CAUTION: 8,283′ mountain peak on NE crs, 18 mi. from range. NOTE: Airport for civilian use in emergency only.
GALVESTON, TEX. Galveston Airport 263 kc; GLS; SBMRLZ-DTV	NE—Minimum en route altitude SE—Minimum en route altitude SW—Minimum en route altitude NW—1,300′ (Houston LF Range) NW—800′ (Webster FM) (final)	NW	10 mi.—1,300′ W side NW crs 15 mi.—1,300′ W side NW crs 20 mi.—NA 25 mi.—NA	800	126	4.2	7	R (R) S A T	500 500 500 800 300	1.5 1.0 1.0 2.0 1.0	500 500 500 800 300	1.5 1.0 1.5 2.0 1.0	Climb to 1,300′ on SE crs within 25 miles.
GARDEN CITY, KANS. New Garden City Airport 257 kc; GCK; SBRAZ-DTV	N—Minimum en route altitude E—4,000′ (Hutchinson LF Range) S—4,300′ (NW crs Gage) W—5,500′ (La Junta Range)	N	10 mi.—4,000′ W side N crs 15 mi.—4,000′ W side N crs 20 mi.—4,000′ W side N crs 25 mi.—4,000′ W side N crs	3,500	132	7.5	2,895	R (R) A T	500 500 800 300	1.5 1.0 2.0 1.0	*500 *500 *800 *300	2.0 1.5 2.0 1.0	Climb to 4,300′ on S crs within 25 miles. *Night operations on N/S runway only.
GRAND RAPIDS, MICH. Kent County Airport 329 kc; GRR; SBMRLZ-DTV	NE—Minimum en route altitude SE—2,000′ (N crs Battle Creek) SE—1,500′ (Alaska FM) (final) SW—2,200′ (NE crs Chicago) NW—1,900′ (Muskegon Range)	SE	10 mi.—2,000′ E side SE crs 15 mi.—2,000′ E side SE crs 20 mi.—2,000′ E side SE crs 25 mi.—2,000′ E side SE crs	1,500	303	2.0	692	R A T	500 800 300	1.0 2.0 1.0	500 800 400	2.0 2.0 1.0	Climb to 1,900′ on NW crs. NOTE: Minima apply to acft with stall speeds of 75 mph or less only.

LOW FREQUENCY RANGE PROCEDURES—Continued

Station; frequency; identification; class	Minimum initial approach altitude from the direction and radio fix indicated	Final approach range course	Procedure turn minimum at distances from radio range station	Minimum altitude over range—final approach (ft.)	Station to airport		Field elevation (ft.)	Ceiling and visibility minimums					If visual contact not established over airport at authorized landing minimums, or if landing not accomplished; remarks
					Magnetic bearing (degs.)	Distance (mi.)			Day		Night		
									Ceiling (ft.)	Visibility (mi.)	Ceiling (ft.)	Visibility (mi.)	
GREENSBORO, N. C. Greensboro-High Point Airport 365 kc; GSO; SBRAZ-DTV	NE—2,300' (Blackstone Range) NE—1,800' (Summit Hill FM) (final) SE—Minimum en route altitude SW—2,800' (N crs Charlotte) SW—2,300' (SE crs Winston-Salem) NW—6,000' (Pulaski Range)	NE	10 mi.—2,300' N side NE crs 15 mi.—2,300' N side NE crs 20 mi.—2,300' N side NE crs 25 mi.—2,300' N side NE crs	1,800	250	1.4	913	R (R) A T	500 500 800 300	1.5 1.0 2.0 1.0	500 500 800 300	1.5 1.5 2.0 1.0	Make left turn and climb to 2,300' on SE crs within 25 mi; or alternate procedure (when directed by ATC), turn right and climb to 4,000' on NW crs within 25 miles.
GREENVILLE, S. C. Donaldson AFB 281 kc; GRL; SBMRLZ-DTV	N—5,000' (NW crs Spartanburg) E—3,000' (SW crs Spartanburg) S—Minimum en route altitude W—Minimum en route altitude	N	10 mi.—4,000' W side N crs 15 mi.—4,000' W side N crs 20 mi.—4,000' W side N crs 25 mi.—8,000' W side N crs	2,500	199	3.8	959	R (R) A T	500 500 1,500 300	1.5 1.0 3.0 1.0	500 500 1,500 300	2.0 2.0 3.0 2.0	Climb to 4,000' on S crs. SHUTTLE: To 4,000' on N crs within 15 mil.
HELENA, MONT. Helena Airport 371 kc; HLN; SBMRAZ-DTV	N—9,500' (SW crs Great Falls) SE—9,000' (NW crs Bozeman) SE—*6,500' (Winston FM) (final) S—10,500' (Whitehall Range) W—9,000' (N crs Butte) W—8,500' (McDonald Pass FM)	SE	10 mi.—7,500' N side SE crs 15 mi.—8,500 'N side SE crs 20 mi.—8,500' N side SE crs 25 mi.—8,500' N side SE crs	5,800	252	1.9	3,882	R A T	1,500 1,500 800	2.0 2.0 1.0	1,500 1,500 1,000	3.0 3.0 1.5	Make right climbing turn to SE crs, climb to 8,500' within 10 mi. of range. *Maintain at least 8,500' until 3 mi past Winston FM. Shuttle: To 8,500' on SE crs within 25 miles.
HOBBS, N. MEX. Lea County Airport 293 kc; HOB; BMRLZ-DTV	N—5,500' (W crs Lubbock) E—5,000' (S crs Lubbock) S—5,000' (Wink LF Range) W—5,500' (SE crs Roswell)	N	10 mi.—5,000' W side N crs 15 mi.—5,000' W side N crs 20 mi.—5,000' W side N crs 25 mi.—5,000' W side N. crs	4,500	168	8.4	3,659	R (R) S* A T	600 600 600 800 300	1.5 1.0 1.0 2.0 1.0	600 600 600 800 300	2.0 2.0 2.0 2.0 1.0	Climb to 5,000' on S crs within 25 miles. *Runway 17.
HOULTON, MAINE Houlton Airport 272 kc; HUL; BMRLZ-DTV	N—3,000' (E crs Sprague ville) E—2,000' (W crs Fredericton) S—2,500' (E crs Millinocket) W—2,500' (S crs Presque Isle)	N	10 mi.—2,000' E side N crs 15 mi.—2,000' E side N crs 20 mi.—2,700' E side N crs 25 mi.—2,700' E side N crs	1,500	195	3.1	493	R (R) A T	800 600 1,000 500	1.5 1.0 2.0 1.0	800 600 1,000 500	2.0 1.5 2.0 1.0	Climb to 2,500' on S crs.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

These procedures shall become effective upon publication in the FEDERAL REGISTER.

[SEAL] F. B. LEE,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 51-14937; Filed, Dec. 17, 1951; 8:45 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

Subchapter F—Personnel

PART 577—MEDICAL AND DENTAL ATTENDANCE

DENTAL ATTENDANCE

Sections 577.40 to 577.46 are rescinded and the following substituted therefor:

Sec.
577.40 General.
577.41 For whom authorized.
577.42 Dental materials.
577.43 Dental care by civilian dentists.
577.44 Rendition and payment of accounts for services of civilian dentists.
577.45 Persons ordered on detached service.
577.46 Private practice by dental officers.

AUTHORITY: §§ 577.40 to 577.46 issued under R. S. 161; 5 U. S. C. 22.

[AR 40-510, Dec. 4, 1951]

§ 577.40 *General* — (a) *Definition.* The term "dental care" as used in § 577.40 to 577.46 embraces the medical, surgical, and mechanical treatment of oral diseases, injuries, and deficiencies that come within the field of dental and oral surgery as commonly practiced by the dental profession, the advice relating thereto, and the oral examinations connected therewith given to persons by dental personnel of the Army, Navy, Air Force, other Federal agencies outside the Department of Defense, or by civilian dentists. It is that phase of medical care which, on account of its technical nature, requires the services of a dentist.

(b) *Agencies for providing dental care.* Dental clinics established in or in connection with agencies provided for medical care at military installations or separate dental units in the field are maintained to provide dental care.

(c) *Precedence in treatment.* Persons requiring emergency treatment will receive first consideration. Persons on active military duty will have precedence over others authorized treatment under § 577.2.

(d) *Selection of professional procedures.* Except as otherwise prescribed herein, the selection of professional procedures to be followed in each case including the use of special dental materials, will be left to the judgment of the dental officer concerned. The highest standards of dental treatment will be maintained and will not be lowered for any reason.

(e) *By whom rendered.* While it is intended that dental care ordinarily will be rendered by dental officers of the Army Medical Service or by dental officers of the Navy, Air Force, other Federal agencies outside the Department of Defense or by civilian dentists, medical officers will, in the absence of a dental officer, render dental care to the extent that their training and skill justify.

(f) *Other regulations governing dental care.* In general, §§ 577.1, 577.2, 577.5, 577.15 and 577.18 relating to medical care, will govern dental care except as otherwise provided in §§ 577.40 to 577.46.

§ 577.41 *For whom authorized.* Dental care is authorized for the same persons and under the same conditions as medical care (see §§ 577.1, 577.2, 577.5,

and 577.15 and 577.18), subject to the provisions of § 577.43 regarding dental care by civilian dentists.

§ 577.42 *Dental materials*—(a) *General.* Dental materials, whether special or otherwise, are authorized for use in rendering dental treatment to those authorized dental care.

(b) *Use.* In all cases of common dental disability the Government supplies plastic materials (amalgam and cement) for filling operations, and acrylic dentures, with metal clasps and bars as required, for the replacement of lost teeth. In routine practice these materials will ordinarily be used. All central, lateral, and cuspid teeth will ordinarily be filled with silicate cement or plastic filling material. All bicuspid and molar teeth will ordinarily be filled with amalgam.

§ 577.43 *Dental care by civilian dentists*—(a) *For whom authorized.* Subject to the conditions and limitations specified herein, dental care by civilian dentists at the expense of Army Medical Service funds is authorized for the following personnel and none other when the required care cannot be procured from available dental facilities of the Department of Defense or other Federal agencies outside Department of Defense, or from a medical officer (one being available § 577.40 (e)): *Provided,* That this will to apply to personnel who obtain elective dentistry from civilian dentists:

(1) Officers, warrant officers, and enlisted personel of the Regular Army and cadets of the United States Military Academy when on a duty status or when absent on any authorized leave or pass. Such care will not be authorized when absent without leave.

(2) Officer, warrant officer, and enlisted personnel of the Organized Reserve Corps; the federally recognized National Guard of the several States, Territories, and the District of Columbia; the National Guard of the United States; and the Army without specification as to component when ordered into active Federal service or when ordered to active or inactive duty training.

(3) Members of the Army Reserve Officers' Training Corps en route to or from or during their attendance at camps of instruction under section 47a, National Defense Act, as amended.

(4) Applicants for enlistment or reenlistment and inductees under the Selective Service Act of 1948, as amended (limited to necessary dental examination except as provided in subparagraph (5) of this paragraph).

(5) Applicants for entry into the Army or inductees while undergoing observation.

(6) Prisoners.

(7) Prisoners of war, persons interned by the Army, and other persons in military custody or confinement.

(8) Civilian seamen in the service of vessels operated by the Department of the Army.

(b) *Payment when not in line of duty.* In the event a member of an Army Reserve component (Organized Reserve Corps, National Guard and National Guard of the United States or the Reserve Officers' Training Corps) is furnished dental care by a civilian dentist after termination of camp or the prescribed tour of active duty for training for personal injury or disease contracted not in line of duty, the member concerned is personally responsible for payment of charges for dental care furnished by civilian dentists.

(c) *Emergency dental care.* Prior approval of higher authority is not required for the employment of a civilian dentist for emergency dental treatment, which is defined as dental treatment for the relief of pain, or acute septic conditions, or of dental injuries caused by direct violence. Such care will be confined to the relief of the immediate emergency. Follow-up procedures are subject to the provisions of paragraph (d) of this section.

(d) *Routine or extensive dental care.* (1) Civilian dentists may not be employed at public expense for the treatment of chronic lesions, filling operations, prosthetic replacements, and other prolonged or extensive procedures, such as those required following the relief of an immediate emergency, until specific approval for such employment has been received from the approving authority, provided that in the case of military personnel on detail without troops in foreign countries, dental service for this character which is urgently necessary may be procured at reasonable rates without prior approval of higher authority.

(2) Application for authority to employ a civilian dentist for routine or extensive dentistry will be made as follows:

(i) *For class II Army medical installations.* The Surgeon General, Department of the Army, Washington 25, D. C.

(ii) *For all installations and activities within continental United States.* The appropriate continental army commander or the Commanding General, Military District of Washington, for their respective areas.

(iii) *For all installations and activities outside continental United States.* The appropriate oversea commander.

(iv) *For members of civilian components of the Army—(a) Members of Organized Reserve Corps and Reserve Officers' Training Corps.* (1) Within the continental United States the appropriate continental army commander or the Commanding General, Military District of Washington, for their respective areas.

(2) Outside the continental United States the appropriate oversea commander.

(b) *Members of National Guard and National Guard of United States.* Chief, National Guard Bureau, Washington 25, D. C.

(3) In requesting authority to employ a civilian dentist, information will be given as follows:

(i) Character and extent of the disability.

(ii) Its origin or causation, and if due to external violence, what the violence was and when it occurred.

(iii) Professional procedures considered necessary to correct it.

(iv) What measures of relief have been taken by the medical officer, or if no measures have been taken, the reasons.

(v) Estimate of the time required for its correction and the probable cost thereof.

(vi) Statement of the duties upon which the patient is engaged and how his absence therefrom, should dental treatment require it, would affect the public interest.

(vii) When the patient was last on duty at a station where the services of a dental officer were available.

(viii) Probable length of tour of duty at the patient's present station.

(ix) Present status, whether duty, leave, or pass. If on leave or pass, the day and hour the leave or pass started and the day and hour of termination should be stated.

(x) Probability of the patient's attendance at one of the next summer training camps and the camp he will attend, if known. The approving authority, on receipt of this information, may, as he considers proper, grant or deny the request for civilian dental treatment or recommend that the patient be ordered to a military installation where he can receive dental service.

§ 577.44 *Rendition and payment of accounts for services of civilian dentists.* (a) Accounts will be prepared locally in the name of the dentist on WD AGO Form 8–9 (Public Voucher for Medical Services) and DA AGO Form 8–10 (Public Voucher for Medical Services, Department of the Army) and forwarded for settlement to the approving authority indicated in § 577.43 (d) (2). Charges will be allowed in reasonable amount only. Vouchers for dental services rendered military personnel on duty without troops overseas will be paid locally. In cases which present unusual or difficult aspects, the army or oversea commander will request advice and recommendation of The Surgeon General, Department of the Army, Washington 25, D. C.

(b) Blank forms will be obtained in accordance with current directives. Charges for civilian dental care should not be paid other than by a disbursing officer except when absolutely necessary. When, however, payment has been made by an individual other than a disbursing officer, WD AGO Forms 8–17 and 8–18 (Public Voucher—Reimbursement of Medical Bills) for reimbursement, with adequate receipt, will accompany WD AGO Form 8–9 and DA AGO Form 8–10 covering the service.

§ 577.45 *Persons ordered on detached service.* When ordered to permanent detached service from a station where a dental officer is on duty, military personnel will report at once to the dental surgeon for dental examination and necessary treatment. Also, persons who may be performing detached service will, while attending summer training camps and at such other times as they may be where the services of a dental officer are available, report to such officer for examination and necessary treatment. Dental officers will give perference to the care and treatment of such persons. Dental officers examining or treating persons under the provisions of this section will forward a statement of conditions found and defects corrected, if any, and in case the treatment is not completed the rea-

sons therefor, to the commanding general of the Army concerned, for the information of the Army surgeon in connection with any subsequent applications for civilian dental care and approval of accounts therefor.

§ 577.46 *Private practice by dental officers.* Army dental officers will not engage in civil practice in civilian communities, the dental needs of which are met by civilian practitioners. They may, however, engage in consultation practice with the civilian practitioners. They should at all times, in the absence of civilian practitioners, perform dental procedures necessary to prevent undue suffering. The establishment of an office by a dental officer for the purpose of engaging in civil practice is prohibited.

[SEAL] WM. E. BERGIN,
Major General, U. S. Army,
The Adjutant General.

[F. R. Doc. 51-14934; Filed, Dec. 17, 1951; 8:47 a. m.]

Chapter VII—Department of the Air Force

Subchapter A—Aid of Civil Authorities and Public Relations

PART 805—SAFEGUARDING MILITARY INFORMATION

Sections 805.31 to 805.38 and 805.51 to 805.60 (15 F. R. 4943; 32 CFR, 1950 Supp.; 16 F. R. 2026) are rescinded and the following new sections are added as follows:

INVESTIGATION AND CLEARANCE OF PRIVATE CONTRACTORS' FACILITIES

Sec.
805.31 Objective.
805.32 Facility clearances.
805.33 Scope of facility clearance.
805.34 Facility denial.
805.35 Plant survey.
805.36 Central records.
805.37 Subcontractors.
805.38 Applicability to "restricted data."
805.39 Nonapplicability.
805.40 Forms.

INVESTIGATION AND CLEARANCE OF PRIVATE CONTRACTOR EMPLOYEES

805.51 Objective.
805.52 Responsibility.
805.53 Investigations.
805.54 Clearances.
805.55 Waiver of certain clearance requirements.
805.56 Revocation of clearance.
805.57 Appeals from denials.
805.58 Central records.
805.59 Subcontractor employees.
805.60 Nonapplicability.
805.61 Forms.

AUTHORITY: §§ 805.31 to 805.61 issued under R. S. 161, sec. 5, 63 Stat. 580; 5 U. S. C. and Sup., 22, 171a. Interpret or apply sec. 10, 44 Stat. 787; 10 U. S. C. 310.

DERIVATION: AFR's 205-17; 205-18.

INVESTIGATION AND CLEARANCE OF PRIVATE CONTRACTORS' FACILITIES

§ 805.31 *Objective.* To assure the protection of classified matter, procurement activities of the Department of the Air Force will insure that a prospective bidder or contractor has been granted a facility security clearance by one of the military departments prior to disclosing classified information as indicated below to such prospective bidder or contractor in connection with precontract negotiations for the award of, or performance on, a classified contract.

§ 805.32 *Facility clearances.* (a) Facility security clearances are required for prospective bidders or contractors whenever access to matter classified higher than restricted is involved, and whenever any officer, director, or owner of a facility is an alien and access to restricted matter is involved. In addition, alien employees of a facility will not be permitted access to restricted matter until after they have been investigated and cleared in accordance with the provisions of §§ 805.31 to 805.40. The provisions of this section do not affect the requirement for a security agreement whenever any classified matter is involved, nor the requirement for an appropriate plant survey in accordance with § 805.35.

(b) Facility security clearances, when required by paragraph (a) of this section will be granted by major air commands concerned to prospective bidders or contractors: *Provided,* That:

(1) The officers, directors, owners, and key employees who will require access to such classified matter in connection with precontract negotiations or preparation of bids are either United States citizens or aliens who have been lawfully admitted to the United States for permanent residence under immigration visas.

(2) Except as indicated in subparagraph (5) of this paragraph, a check of the central records of the Federal Bureau of Investigation and the records of such other agencies as may be pertinent reveals no adverse information concerning:

(i) The facility.
(ii) Officers of the facility.
(iii) Directors of the facility.
(iv) Owners of the facility.
(v) Key employees who have access to classified matter.

(3) A check of the fingerprint files of the Federal Bureau of Investigation reveals no adverse information concerning persons referred to in subparagraphs (2) (ii), (iii), (iv) and (v) of this paragraph.

(4) Sufficient investigation will be conducted to support a decision to grant or deny a security clearance, if the records reveal adverse information concerning persons referred to in subparagraph (2) of this paragraph.

(5) A background investigation of such alien has been completed, if one of the persons referred to in subparagraph (2) of this paragraph is an alien and information classified top secret is involved.

(6) Persons referred to in subparagraph (1) of this paragraph have been issued letters of consent as necessary for access to classified matter.

(c) Subject to the conditions prescribed in paragraph (a) of this section regarding aliens, security agreements, and surveys, major air commands concerned may grant interim facility security clearances for access to confidential matter, subject to revocation in the event derogatory information is subsequently developed, pending completion of the required investigation and clearance.

(d) In those cases where a facility security clearance is not required under the provisions of §§ 805.31 to 805.40 and access to matter classified higher than restricted is involved subsequent to the award of a contract, action will be taken to grant a clearance as prescribed in §§ 805.31 to 805.40 prior to disclosure of such information.

§ 805.33 *Scope of facility clearance.* A clearance accorded a facility for the purpose of precontract negotiations or preparation of bids, made in accordance with § 805.32, shall also constitute a clearance of the facility for purposes of the award of a contract: *Provided, however,* That:

(a) Such facility clearance shall not be considered to dispense with the requirements of § 805.35 for adequate facilities for the protection of classified matter at the place where the contract will be performed.

(b) Clearance of private contractor personnel will be required in the manner and to the extent provided by §§ 805.51 to 805.61.

§ 805.34 *Facility denial.* (a) Facility security clearances will not be granted when an officer or director of the firm of corporation or any owner who will have access to classified matter is found to be unsuited for access to classified matter under the following criteria: On all the evidence and information available, reasonable grounds exist for belief that the person:

(1) Has committed acts of treason or sedition, has engaged in acts of espionage or sabotage, has actively advocated or aided the commission of such acts by others, or has knowingly associated with persons committing such acts.

(2) Is employed by, or subject to the influence of, a foreign government under circumstances which may jeopardize the security interests of the United States.

(3) Has actively advocated or supported the overthrow of the Government of the United States by the use of force or violence.

(4) Has intentionally disclosed military information classified confidential or higher without authority and with reasonable knowledge or belief that it may be transmitted to a foreign government, or has intentionally disclosed such information to persons not authorized to receive it.

(5) Is mentally or emotionally unstable; is a habitual offender of the law; or does not possess the integrity, discretion, and responsibility essential to the security of classified military information.

(6) Is, or recently has been, a member of, or affiliated or sympathetically associated with, any foreign or domestic organization, association, movement, group, or combination of persons (i) which is, or which has been, designated by the Attorney General as being totalitarian, Fascist, communist, or subversive; (ii) which has adopted, or which has been designated by the Attorney General as having adopted, a policy of advocating or approving the commission of acts of force or violence to deny other persons their rights under the Constitution of the United States; or (iii) which

seeks, or which has been designated by the Attorney General as seeking, to alter the form of the Government of the United States by unconstitutional means.

(b) When a denial appears justified, a copy of the report of investigation and any other evidence upon which the decision is predicated, with appropriate recommendations, will be sent to the Army-Navy-Air Force Personnel Security Board for decision. A facility security clearance denied or revoked on security grounds other than those pertaining to the physical elements of security is appealable to the Industrial Employment Review Board. Security clearances for precontract negotiations need not be denied when a key employee is found to be unsuited for access to classified matter, provided that the employee concerned will not be given access thereto.

(c) If the facility is foreign-owned or controlled to an extent that it may constitute a security risk, clearance will be denied in accordance with specific instructions on this subject.

(d) When any officer, director, owner, or key employee is found to be an alien in the United States under other than an immigration visa, military information will not be released or disclosed to the alien without the specific approval of the Director of Intelligence, United States Air Force.

§ 805.35 *Plant survey.* (a) In addition to requirements concerning facility security clearances, the award of a contract involving classified matter will be subject to an appropriate survey of the plant, shop, laboratory, or place at which work under the contract will be performed to determine whether adequate facilities are available for the protection of classified matter that will be released to or developed by the contractor, so far as can be anticipated at the time of the survey. Commanders concerned will conduct such surveys by completing, on the premises, Plant Survey Report, DD Form 374.

(b) When a security survey reveals inadequate facilities for the protection of the classified matter, the award of a contract involving classified matter will be withheld pending satisfactory completion of negotiations for the correction of the deficiencies. Responsibility for assuring compliance by the prospective contractor when agreements for the installation of security measures have been reached in such cases, will rest with the commander concerned.

§ 805.36 *Central records.* Facilities cleared or denied clearances for precontract negotiations or for the award of contracts involving classified matter, and personnel cleared or denied clearance for access to classified matter will be recorded. Record thereof, with copies of security surveys and security agreements, will be maintained in the Central Index Files, Army-Navy-Air Force Personnel Security Board, c/o Provost Marshal General, Washington 25, D .C., in such manner that information concerning the status of such facilities and persons is immediately available to all procurement activities of the Department of Defense. The fact that a fingerprint check has been conducted will also be reflected.

§ 805.37 *Subcontractors.* The policies contained in §§ 805.31 to 805.40 pertaining to contractors are equally applicable to subcontractors.

§ 805.38 *Applicability to "restricted data."* The provisions of the policy contained in §§ 805.31 to 805.40 will apply to "restricted data" as defined in the Atomic Energy Act of 1946 (60 Stat. 755; 42 U. S. C. 1801–1819), bearing military classifications, subject to the following additional specific requirements and limitations:

(a) A complete National Agency Check as defined in current directives is required beforehand concerning all officers, directors, and owners, and all key employees who will have access to classified information if the information involved is classified top secret, secret, or confidential.

(b) In addition, if one of the persons referred to in paragraph (a) of this section, is an alien, a background investigation of such alien is required before he may have access to the classified information described.

(c) With respect to information classified restricted, a National Agency Check will be made of the persons referred to in paragraph (a) of this section, if one of them is an alien, except that only such alien key employees who must have access to the classified information need be checked.

§ 805.39 *Nonapplicability.* The provisions of the policy contained in §§ 805.31 to 805.40 do not apply to prospective bids or contracts involving the research, development, and production of cryptographic equipment.

§ 805.40 *Forms.* The following forms are prescribed for requesting investigations, including the number of copies of each form which will accompany each request:

(a) Five copies of DD Form 48, Personnel Security Questionnaire, will be completed by all United States citizens who are subject to investigation.

(b) Five copies of DD Form 49, Alien Questionnaire, will be completed by all aliens who are subject to investigation.

(c) A National Defense Program Fingerprint Card will be prepared in accordance with the provisions of current directives, except that the name of the individual's employer will be substituted for United States Air Force.

INVESTIGATION AND CLEARANCE OF PRIVATE CONTRACTOR EMPLOYEES

§ 805.51 *Objective.* To minimize the security risk incident to the handling of military information by Department of the Air Force contractor employees, it is essential that the loyalty, integrity, and trustworthiness of such personnel as is specified in §§ 805.51 to 805.61 be established by investigation.

§ 805.52 *Responsibility.* (a) The Department of the Air Force is responsible for investigating and clearing Air Force contractor personnel in accordance with the provisions of §§ 805.51 to 805.61. A clearance granted as prescribed herein constitutes an administrative determination that the employment of such a person in the manner proposed, will not be inimical to the interests of the United States, and it will be evidenced by the issuance of an appropriate letter of consent. A letter of consent issued by activities of the Department of the Army or Navy, granting consent of the Secretary of the Army or Navy, should be accepted as a basis for the issuance of a letter to the same or another contractor for employment of the same person on Air Force contracts.

(b) Commanders concerned are responsible for taking appropriate action to prevent the disclosure of military information to persons referred to in §§ 805.51 to 805.61 until the prescribed clearances have been granted.

§ 805.53 *Investigations.* Department of the Air Force contractor employees in the following categories will be investigated as indicated.

(a) For the United States citizens whose duties or employment in connection with the performance of a contract will involve access to matter classified top secret, a background investigation will be conducted.

(b) For United States citizens whose duties or employment in connection with the performance of a contract will involve access to "restricted data" as defined in the Atomic Energy Act of 1946 (60 Stat. 755, 42 U. S. C. 1801–1819), classified as secret or confidential or to other matter classified secret, a National Agency Check will be conducted.

(c) For aliens whose duties or employment in connection with the performance of a contract will involve access to any classified matter, a background investigation will be conducted.

(d) For contractor employees whose duties or employment in connection with the performance of a contract will involve access to confidential or restricted matter, investigation and clearance are not required, except as prescribed in paragraphs (b), (c) and (e) of this section.

(e) Sections 805.51 to 805.61 are not intended to preclude investigation of contractor personnel not otherwise provided for in this part, when there is any evidence that the continued employment of these persons constitutes a security risk.

§ 805.54 *Clearances.* (a) Upon completion of required investigations as prescribed in § 805.53, major air commanders concerned may grant personnel security clearances by issuance of a letter of consent of the Secretary of the Air Force to the contractor involved. In the case of United States citizens referred to in paragraph (a) of § 805.53 a letter of consent may be issued based on favorable results of a National Ageney Check pending completion of the required background investigation. In the case of aliens referred to in paragraph (c) of § 805.53 a letter of consent may be issued for access to "restricted data" classified restricted or other information classified up to and including secret, based on favorable results of a National Agency Check, pending completion of the required background investigation. In all instances, such letters are subject to

revocation in the event derogatory information within the meaning of the criteria established for the Industrial Employment Review Board (see § 805.34 (a)) is subsequently developed. In those cases where a letter of consent is issued pursuant to the provisions of this paragraph, pending completion of a background investigation, the copy of the letter of consent forwarded to the Central Index Files will indicate that fact. (See § 805.58.)

(b) Activities of the Department of the Air Force will not initially deny personnel security clearances of contractor employees. Whenever a denial appears justified, a copy of the report of investigation and any other evidence upon which the decision is predicated, with appropriate recommendation, will be forwarded to the Army-Navy-Air Force Personnel Security Board for decision.

(c) Appropriate letters of consent may be issued by major air commanders concerned, to contractors involved, for alien employees requiring access to unclassified matter described in section 10 (j), act of July 2, 1926 (44 Stat. 787; 10 U. S. C. 310 (j)). Consent will not be granted unless, after full consideration of the evidence presented, it is determined that the employment of such person, in the manner proposed, will not be inimical to the interest of the United States. When a denial is indicated, the provisions of paragraph (b) of this section will govern.

(d) Letters of consent issued for the purpose of authorizing the employment of persons on duties requiring access to information classified top secret, secret, confidential, or restricted, will also constitute authority for the employment of the same persons on duties requiring access to atomic energy "restricted data" of like military security classification, except for those clearances that are required for access to "restricted data" in the possession of contractors or contractor employees of the Atomic Energy Commission.

§ 805.55 *Waiver of certain clearance requirements.* (a) Except for atomic energy "restricted data" classified as secret or confidential, major air commanders concerned are authorized to modify clearance requirements for Department of the Air Force contractor employees, except aliens, who require access to secret matter, pending completion of National Agency Checks, when considered necessary for the performance of contractors. Such action will not be taken, however, unless after full consideration of the evidence presented (DD Form 48, with personnel reports of contractors or other similar data, such as that obtainable from local sources), it is determined that such access will not be inimical to the security interests of the United States. In arriving at decisions to modify clearance requirements, the criteria referred to in § 805.54 (a) should be applied. Further, letters of consent should be issued when favorable action is taken pursuant to the provisions of this paragraph, subject to revocation in the event derogatory information is subsequently developed.

(b) In connection with the authority to modify clearance requirements as indicated in paragraph (a) of this section it is not intended that contractors should be compelled to furnish personnel reports. However, when personnel reports or other similar data are not available, action to modify clearance requirements will not be taken.

§ 805.56 *Revocation of clearance.* When a letter of consent has been issued, it will not be revoked, except in an emergency, until authorization therefore has been obtained from the Army-Navy-Air Force Personnel Security Board. An emergency is defined as any situation in which failure to act until the above authorization has been obtained presents a serious threat to the security interests of the United States. In arriving at decisions to revoke letters of consent, the criteria referred to in § 805.54 should be applied.

§ 805.57 *Appeals from denials.* Any contractor employee who has been denied a personnel security clearance or whose clearance has been revoked will be advised of his right of appeal in accordance with established policy on this subject.

§ 805.58 *Central records.* (a) Immediately upon the granting of a clearance of contractor employees, DD Form 264, Central Security Index File—Personnel, will be sent to the Central Index Files, Army-Navy-Air Force Personnel Security Board, c/o Provost Marshal General, Washington 25, D. C., and will include the name and address of the employee, the name and address of his employer, the date and scope of investigation, the name of the investigative agency and location of investigative file, and a copy of the letter of consent which was issued. The fact that a fingerprint check has been conducted will also be reflected.

(b) When a clearance is denied, or letter of consent revoked, a statement to that effect will be sent to the Central Index Files in addition to the other information required in paragraph (a) of this section. Periodically, a list of such denials will be made available to major air commands concerned.

§ 805.59 *Subcontractor employees.* The policies contained in §§ 805.51 to 805.61 pertaining to contractor employees are equally applicable to employees of subcontractors.

§ 805.60 *Nonapplicability.* The provisions of the policy contained in §§ 805.51 to 805.61 do not apply to contracts involving the research, development, and production of cryptographic equipment.

§ 805.61 *Forms.* The following forms are prescribed for requesting investigations, including the number of copies of each form which will accompany each request:

(a) Five copies of DD Form 48, Personnel Security Questionnaire, will be completed by all United States citizens who are subject to investigation by reason of employment on Department of the Air Force contracts.

(b) Five copies of DD Form 49, Alien Questionnaire, will be completed by all aliens who are subject to investigation by reason of employment on Department of the Air Force contracts; and in the case of contracts for furnishing or constructing aircraft, aircraft parts, aeronautical accessories, by all aliens who require access to the plans or specifications, or to the work under construction, or to participate in the contract trials, whether or not access to classified matter is involved.

(c) A National Defense Program Fingerprint Card will be prepared in accordance with the provisions of current directives, except that the name of the individual's employer will be substituted for United States Air Force.

[SEAL] K. E. THIEBAUD,
Col., U. S. Air Force,
Air Adjutant General.

[F. R. Doc. 51-14917; Filed, Dec. 17, 1951; 8:45 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 92—BUREAU OF THE MINT, PROCEDURES AND DESCRIPTIONS OF FORMS

DESCRIPTIONS OF NEW FORMS AND REQUIRED STATEMENTS RELATING TO GOLD MATTERS

The Bureau of the Mint Description of Forms and Required Statements (31 CFR 92.40 to 92.77) is hereby amended by the addition of the following sections which are intended as a general reference to the use and content of certain new forms and required statements.

1. Section 92.55a is added:

§ 92.55a *Supplemental to application on Form T G-16: Certificate of no Communist Chinese or North Korean interest.* This certificate is required to be executed by persons abroad effecting sale of gold refined from imported gold-bearing materials and filed in support of application on Form T G-16 for the exportation of such refined gold from the United States (§ 54.32 of this chapter). Information is required concerning the gold to be re-exported and the foreign consignee. The signer is required to certify that he has no information other than that set forth on the form that any designated national as defined in the Foreign Assets Control Regulations (Chapter V, Part 500 of this title) may have or may obtain any interest in the refined gold, which is to be re-exported, or that any person with whom the signer has had dealings in connection with such gold may be, or may have been acting on behalf of any designated national as defined in the Foreign Assets Control Regulations (Chapter V, Part 500 of this title).

2. Section 92.69 is added:

§ 92.69 *Form T G-29: End-use certificate for semiprocessed gold.* Any person making a purchase of semi-processed gold in excess of $200 is required to file this certificate with the seller for forwarding to the Director of the Mint. Information is required concerning the amount and description of the gold. Cer-

tain certifications must be made by the purchaser to the supplier and the Treasury Department, concerning the nature of the purchaser's business and the acquisition, use and disposition of the gold so purchased.

(R. S. 161; 5 U. S. C. 22)

[SEAL] E. H. FOLEY,
Acting Secretary of the Treasury.

[F. R. Doc. 51-14938; Filed, Dec. 17, 1951; 8:48 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[Ceiling Price Regulation 22, Amendment 37]

CPR 22—MANUFACTURERS' GENERAL CEILING PRICE REGULATION

EXEMPTION OF CERTAIN GRADES OF SHELLED PEANUTS

Pursuant to the Defense Production Act of 1950, as amended (Pub. Law 774, 81st Cong., Pub. Law 96, 82d Cong.), Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Amendment 37 to Ceiling Price Regulation 22 is hereby issued.

STATEMENT OF CONSIDERATIONS

This amendment exempts No. 2 and all lower grades of shelled peanuts except No. 2 edible shelled peanuts from the provisions of Ceiling Price Regulation (CPR) 22 and, as a result, the ceiling prices of those grades of shelled peanuts are to be determined under the General Ceiling Price Regulation, as amended. A study of the peanut shelling industry by the Office of Price Stabilization has revealed that the method of ceiling price calculation provided in CPR 22 is not suitable for the determination of the ceiling prices of those grades of shelled peanuts, and has resulted in an unrealistic price structure in the industry. Therefore, in view of the above, coupled with the fact that the No. 2 and lower grades of shelled peanuts (which are by-products) are of minor significance in the industry and in the economy, the Director of Price Stabilization has decided to exempt those by-products from CPR 22. In addition, Supplementary Regulation 20 to CPR 22 has been issued concurrently with this amendment, and provides a simplified and more realistic technique for peanut shellers to calculate their ceiling prices under CPR 22 for all grades of shelled peanuts above the No. 2 grade.

Findings of the Director. In the formulation of this amendment the Director of Price Stabilization has consulted with industry representatives to the extent practicable and has given full consideration to their recommendations. In the Director's judgment the ceiling prices established by this amendment are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950, as amended.

The ceiling prices for shelled peanuts established by this amendment are no lower than the lower of the prices prevailing just before the issuance of this amendment or the prices prevailing from January 25, 1951 through February 24, 1951.

So far as practicable the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in the furtherance of the objectives of the Defense Production Act of 1950, as amended; to parity prices and the other minimum requirements of the law including prices prevailing during the period from May 24, 1950, to June 24, 1950, inclusive; and to relevant factors of general applicability.

AMENDATORY PROVISION

The following subparagraph is added to paragraph (c) of Appendix A to Ceiling Price Regulation 22, as amended:

(26) No. 2 grade shelled peanuts (except No. 2 grade edible shelled peanuts) and all grades of shelled peanuts below the No. 2 grade. (The grades of shelled peanuts are defined by the United States Department of Agriculture.)

Effective date. The effective date of this amendment is December 14, 1951.

MICHAEL V. DISALLE,
Director of Price Stabilization.

DECEMBER 14, 1951.

[F. R. Doc. 51-15009; Filed, Dec. 14, 1951; 4:03 p. m.]

[Ceiling Price Regulation 22, Supplementary Regulation 20]

CPR 22—MANUFACTURERS' GENERAL CEILING PRICE REGULATION

SR 20—CEILING PRICES FOR SHELLED PEANUTS

Pursuant to the Defense Production Act of 1950, as amended, (Pub. Law 774, 81st Cong., Pub. Law 96, 82d Cong.), Executive Order 10161 (15 F. R. 6105, and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Supplementary Regulation 20 to Ceiling Price Regulation 22 is hereby issued.

STATEMENT OF CONSIDERATIONS

This supplementary regulation provides an alternative method (to that set out in CPR 22) for shellers of Spanish, Runner, Valencia, and Virginia type peanuts to use in determining their ceiling prices. Those shellers are permitted by this supplementary regulation to calculate their cost adjustments and ceiling prices for No. 2 edible grade, and higher grades, of shelled peanuts, pursuant to a method more specifically tailored to the industry than any of the methods provided in CPR 22. In addition, Amendment 37 to CPR 22 was issued concurrently with this supplementary regulation, and exempts from CPR 22 those shelled peanuts below the No. 2 edible grade, since the pricing technique provided in CPR 22 is unsuited to them. Consequently, those lower grade shelled peanuts are now covered by the General Ceiling Price Regulation, as amended.

Alternative method for calculating net cost of burlap bags. Under the present provisions of CPR 22 (note Appendix B4) cost increases of burlap bags may be figured from the base period to March 15, 1951. However, it is the industry practice for shellers to purchase the burlap bags in which their production is packed at the beginning of the harvesting and shelling season. This means that since, in most cases, no purchases of burlap bags were made within 60 days prior to March 15, 1951, many shellers would be applying to the Office of Price Stabilization (under section 18 (i) of CPR 22) for an appropriate figure to be used as their burlap bag cost as of March 15, 1951. To establish a more workable method of determining burlap bag costs and to avoid the administrative burden that would result from processing applications filed under section 18 (i) of CPR 22, it is provided in this supplementary regulation that a sheller of Spanish, Runner, Valencia, or Virginia type peanuts may regard as his March 15, 1951, cost of burlap bags, the actual price paid for the last delivery of bags to him before November 1, 1951 (provided that the price paid does not exceed the seller's ceiling price). Since the prices for burlap bags prior to November 1, 1951, were no higher than those prevailing around March 15, 1951, this alternative method of cost determination is both equitable and realistic.

Optional method for determination of ceiling prices. To determine their materials cost adjustment for peanuts, shellers of Spanish, Runner, and Valencia type peanuts are to calculate the difference between the 1949 U. S. Department of Agriculture support prices for the particular type of farmers' stock peanuts they use and the 1951 support price for those peanuts. Since the prices they paid for farmers' stock peanuts during the 1949 season generally were no higher than the 1949 support price, the results obtained by this method parallel actual experience.

Shellers of Virginia type peanuts, on the other hand, in general paid more for farmers' stock peanuts of the 1949 crop than the support price. Consequently, it is provided that they are to determine their actual weighted average cost for peanuts purchased during that season and the actual average grade of farmers' stock peanuts purchased. Their adjustment for farmers' stock peanuts will amount to the difference between that 1949 cost figure and the U. S. Department of Agriculture 1951 support price for farmers' stock Virginia type peanuts of the same grade as the average grade purchased of the 1949 crop.

The only other major material used by all shellers in the production of peanuts is burlap bags and, therefore, the increased cost of that material is to be computed to arrive at the total materials cost adjustment. The cut-off date for calculating current costs of burlap bags is either that set out in section 18 of CPR 22 or the one prescribed in section 2 of this supplementary regulation (as described above). The other manufacturing materials used by peanut shellers are so insignificant from the standpoint of cost that it is not neces-

sary to recognize them in the optional computation method provided in this supplementary regulation.

Once a sheller has calculated his total cost adjustment (materials cost adjustment plus labor cost adjustment) for a ton of farmers' stock peanuts, he is to allocate it between the various grades of shelled peanuts on the basis of his average yield of those grades per ton of farmers' stock peanuts during the 1949 season. Shellers of Virginia peanuts have the option, however, of allocating the cost increase, attributable to the No. 1 and higher grade shelled peanuts, between those grades in the same proportion as their base period prices for those grades bore to each other.

Once a sheller has calculated his ceiling prices pursuant to the above described method, he may recalculate them, pursuant to section 21 of CPR 22, whenever and to the extent that the price he pays for a particular grade of farmers' stock peanuts (which are at present selling below parity) exceeds the 1951 U. S. Dept. of Agriculture support price for that same grade. He must, however, for purposes of consistency, allocate those cost increases (and the resulting ceiling price increases) between the various grades of No. 1 and higher grade peanuts in the same proportions as he allocated his initial total cost increases under section 4 (d) or 5 (d).

Finally, a method is provided in this supplementary regulation for the determination of ceiling prices for No. 2 edible grade shelled peanuts. This is, in essence, a new commodity which almost no sheller sold during any of the CPR 22 base periods or the last few years preceding those periods. Because of (1) a recent crop disaster throughout most peanut producing areas which lessened the supply of No. 1 and higher grade shelled peanuts, and (2) the removal of the Government support program on No. 2 inedible grade shelled peanuts, shellers are finding it necessary to sort out those edible peanuts from the No. 2 grade lots (which are normally sold as oil stock) and sell them for quality use.

It is provided in this supplementary regulation that the ceiling price for No. 2 edible grade shelled peanuts is to be 1½ cents lower than the ceiling price for No. 1 grade shelled peanuts. This is approximately the same percentage differential that existed between those two types of peanuts the last time they were generally sold together, which was before the Government initiated the support program (which it just discontinued) on the No. 2 inedible shelled peanuts. Furthermore, the 1½ cents differential is substantially that which would be realized if the sheller started with his base period price for No. 2 inedible grade shelled peanuts and added the normal labor and materials cost increase since the base period (permitted under CPR 22), plus the added costs incident to marketing No. 2 grade edible shelled peanuts. Those added costs result from the fact that there is a low yield of No. 2 edible shelled peanuts per ton of farmers' stock peanuts, that there will be a higher bag cost than for the No. 2 inedible grade, and that the labor costs of sorting out the edible peanuts from the low grade stock will be substantial.

Findings of the Director. In the formulation of this regulation the Director of Price Stabilization has consulted with industry representatives to the extent practicable and has given full consideration to their recommendations. In the Director's judgment the ceiling prices established by this regulation are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950, as amended.

The ceiling prices for shelled peanuts established by this supplementary regulation are no lower than the lower of the prices prevailing just before the issuance of this supplementary regulation or the prices prevailing from January 25, 1951 through February 24, 1951.

So far as practicable the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in the furtherance of the objectives of the Defense Production Act of 1950, as amended; to parity prices and the other minimum requirements of the law including prices prevailing during the period from May 24, 1950 to June 24, 1950, inclusive; and to relevant factors of general applicability.

REGULATORY PROVISIONS

Sec.

1. What this supplementary regulation does.
2. How a peanut sheller may determine his net cost of burlap bags as of the later "prescribed date."
3. Peanut shellers' optional method for determining ceiling prices for No. 1 and higher grade shelled peanuts and for No. 2 edible shelled peanuts.
4. Method for determining "total cost adjustment" for No. 1 grade Spanish, Runner or Valencia shelled peanuts.
5. Method for determining "total cost adjustment" for No. 1 and higher grades of Virginia shelled peanuts.
6. Applicability of provisions of Ceiling Price Regulation 22.
7. Definitions.

AUTHORITY: Sections 1 to 7 issued under sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154. Interpret or apply Title IV, 64 Stat. 803, as amended; 50 U. S. C. App. Sup. 2101–2110. E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.

SECTION 1. *What this supplementary regulation does.* This supplementary regulation provides, as an alternative to section 18 of Ceiling Price Regulation (CPR) 22, a method by which shellers of Spanish, Runner, Valencia and Virginia type peanuts may compute their net costs for the burlap bags they use. In addition, it gives those shellers an election to calculate their cost adjustments for No. 1 and higher grade shelled peanuts pursuant to a method more specifically tailored to the needs of the industry than the methods prescribed in CPR 22. Finally, this supplementary regulation provides for the determination of the ceiling price for No. 2 edible shelled peanuts, a new commodity which most peanuts shellers did not sell in any of the base periods specified in CPR 22.

SEC. 2. *How a peanut sheller may determine his net cost of burlap bags as of the later "prescribed date."* This section applies to you if you are a sheller of Spanish, Runner, Valencia or Virginia type peanuts. In that case you may, in computing your "materials cost adjustment" under any of the methods prescribed either in CPR 22 or in this supplementary regulation, adopt as your net cost of burlap bags as of the later "prescribed date" (March 15, 1951), the actual net price per bag shown on the invoice for the last delivery of burlap bags received by you prior to November 1, 1951. That net price per unit, however, may be no higher than your supplier's ceiling price. Your net cost of burlap bags as of the earlier "prescribed date" (the last day of the base period you select pursuant to section 4 of CPR 22) must, of course, still be determined under section 18 of CPR 22. If you elect to determine your net costs of burlap bags as of the later "prescribed date" under this section, you may not later determine those burlap bag costs under section 18 of CPR 22.

SEC. 3. *Peanut shellers' optional method for determining ceiling prices for No. 1 and higher grade shelled peanuts and for No. 2 edible shelled peanuts*—(a) *Initial determination of ceiling prices.* If you are a sheller of Spanish, Runner, Valencia or Virginia type peanuts you may, as an alternative to determining your ceiling price under the provisions of CPR 22, calculate your cost adjustment and ceiling prices for No. 1 and higher grade shelled peanuts according to the method set out in section 4 or 5 whichever is applicable of this supplementary regulation. If you do determine those ceiling prices under section 4 or 5, however, your ceiling price for sale to a particular class of purchaser of No. 2 grade edible shelled peanuts must be 1½ cents below the ceiling price you calculate for sale of No. 1 grade shelled peanuts to the same class of purchaser. You must also, by December 19, 1951, send by registered mail, to the Director of Price Stabilization, Washington 25, D. C., a report on OPS Form 8 providing the information requested. (Copies of that Form may be obtained from any OPS Regional or District office.) Although you may place into effect any of the ceiling prices determined under this section and section 4 or 5 of this supplementary regulation as soon as they are calculated, you may not, on and after December 19, 1951, continue to sell any shelled peanuts whose ceiling prices you have so calculated until that completed report is first placed in the mail. The Director of Price Stabilization may, at any time, order you to revert to your GCPR ceiling prices or such higher ceiling prices as he may permit either because your ceiling prices calculated under this supplementary regulation have been disapproved in whole or in part, or because more information is required.

(b) *Redetermination of ceiling prices.* (1) After your ceiling prices are reported for No. 1 and higher grades of shelled peanuts and for No. 2 grade edible shelled peanuts (in accordance with paragraph (a) of this section), you may only redetermine those ceiling prices (as permitted under section 21 of CPR 22) to the extent that the price you pay for a subsequent purchase of a particular grade of farmers' stock peanuts exceeds

the USDA 1951 support price for that same grade. If you have previously redetermined your ceiling price under this paragraph, (i) you may only again redetermine it if the price you pay for a current customary purchase (after that last redetermination) of a particular grade of farmers' stock peanuts exceeds the USDA support price for that same grade, and (ii) you may only redetermine it to the extent that (*a*) the dollar-and-cent difference per ton between the 1951 support price per ton and the price per ton you pay for the current customary purchase of the particular grade exceeds (*b*) the total amount per ton that you have previously reflected in redetermining your ceiling prices under this paragraph.

Example. Your initial ceiling price was established on the basis of grade: 70 percent sound mature kernels, 26 percent extra large kernels which has a 1951 USDA support price of $258.25 per ton.

You subsequently purchase the same grade; 1. e., 70 percent sound mature kernels, 26 percent extra large kernels for $268.25 per ton. You may, therefore, redetermine your ceiling prices to reflect a peanut cost increase of $10 per ton ($268.25—$258.25=$10).

You later purchase another grade; 1. e., 72 percent sound mature kernels 44 percent extra large kernels for $304 per ton. The 1951 support price for that grade is $286.75 per ton. That $304 price exceeds the 1951 support price of $286.75 by $17.25 ($304—$286.75=$17.25). Therefore, you may increase your initial ceiling prices calculated under this supplementary regulation to the extent of $17.25 per ton. (Since you have already increased your initial ceiling price to reflect an increased cost of $10 per ton, however, that means that your current increase will only be to the extent of $7.25 per ton over those last recalculated ceiling prices.)

(2) Any cost increases determined pursuant to subparagraph (1) (and the resulting ceiling price increases) must be allocated to the No. 1 and higher grades of shelled peanuts in the same proportions as you allocated your initial total cost increase among those various grades under section 4 (d) or 5 (d) of this supplemenetary regulation. In all cases, however, the ceiling price for No. 2 edible grade shelled peanuts is to be 1½ cents below the ceiling price for No. 1 grade shelled peanuts.

SEC. 4. *Method for determining "total cost adjustment" for No. 1 grade Spanish, Runner or Valencia shelled peanuts.* If you are a sheller of Spanish, Runner or Valencia type peanuts and you choose to determine your ceiling price for No. 1 grade shelled peanuts in accordance with the option given in section 3 of this supplementary regulation, you must, despite the provisions of sections 11 through 16 of CPR 22, determine your "materials cost adjustment" for that No. 1 grade of shelled peanuts according to the instructions set forth below:

(a) Determine the average number of pounds of each grade of shelled and unshelled peanuts yielded per ton of the 1949 crop farmers' stock peanuts during the 1949 season (which is considered as ending no later than June 30, 1950).

(b) Calculate your "materials cost as of the earlier prescribed date" as follows:

(1) *Net cost of burlap bags.* (i) Determine the number of burlap bags you used in the base period per ton of the farmers' stock peanuts you are pricing, then

(ii) Multiply that number of bags by the net cost per bag (figured under section 18 of CPR 22) as of the last day of your base period (the earlier "prescribed date"). The resulting figure is your net cost of burlap bags as of the earlier "prescribed date."

(2) *Net cost of peanuts.* Consult Table I to determine your net cost per ton, for the earlier "prescribed date," of the particular type of those farmers' stock peanuts that you are pricing.

TABLE I

Type of farmers' stock peanuts:	*Net cost per ton for earlier "prescribed date"*
Runner	$187.00
Spanish—East of Mississippi	209.00
Spanish—West of Mississippi	204.00
Valencia—East of Mississippi	209.00
Valencia—West of Missisippi	204.00

(3) Add together the figure calculated in (1) and the figure determined in (2). The resulting figure is your "materials cost as of the earlier prescribed date."

(c) Calculate your "materials cost as of the later prescribed date" as follows:

(1) *Net cost of burlap bags.* (i) Determine the number of burlap bags used in the base period per ton of the farmers' stock peanuts you are pricing (see paragraph (b) (1) (i) of this section), then

(ii) Multiply that number of bags by the net price per bag shown on the invoice for the last delivery of burlap bags received by you prior to November 1, 1951. The resulting figure is your net cost of burlap bags as of the later "prescribed date."

(2) *Net cost of peanuts.* Consult Table II to determine your net cost per ton, for the later "prescribed date," of the particular type of those farmers' stock peanuts that you are pricing.

TABLE II

Type of farmers' stock peanuts:	*Net cost per ton for later "prescribed date"*
Runner	$206.00
Spanish—East of Mississippi	229.00
Spanish—West of Mississippi	225.00
Valencia—East of Mississippi	229.00
Valencia—West of Mississippi	225.00

(3) Add together the figure calculated in (1) and the figure determined in (2). The resulting figure is your "materials cost as of the later prescribed date."

(d) (1) Determine the difference between your "materials cost as of the earlier prescribed date," arrived at in (b) and your "materials cost as of the later prescribed date," arrived at in (c). Divide that difference by the total of the average number of pounds of No. 1 grade of shelled and unshelled peanuts in a ton (as determined in 4 (a) above). The resulting figure is your "materials cost adjustment" for each pound of No. 1 grade of shelled peanuts.

(2) Calculate your dollar-and-cent "labor cost adjustment" under either section 8 (f) or 9 (b) of CPR 22.

(3) Add together your "materials cost adjustment" (arrived at in (1)) and your "labor cost adjustment" (arrived at in (2)). The resulting figure is your dollar-and-cent "total cost adjustment" which is to be added to your highest base period price per pound for No. 1 grade shelled peanuts to arrive at your per pound ceiling prices.

Example. (The steps in this example are marked with the same letters as the above subparagraphs of section 4, which explain in detail the method involved in making the calculations.)

Assume that you are a sheller of Southeastern Spanish type peanuts.

(a) Average yield of grades per ton of 1949 crop of farmers' stock Spanish peanuts for the 1949 season (ending not later than June 30, 1950):

	Pounds
No. 1 shelled peanuts	1,200
No. 2 shelled peanuts	200
Other kernels	100
Waste	500
(b) (1) Number of burlap bags (per ton of farmers' stock peanuts) used in base period	13
×Net cost per bag as of earlier "prescribed date"	$0.25
Net cost of burlap bags as of earlier "prescribed date"	3.25
(2)+Net cost of peanuts (table I)	209.00
(3) "Materials cost as of the earlier prescribed date"	212.25
(c) (1) Number of burlap bags (per ton of farmers' stock peanuts) used in base period	13
×Net cost per bag for last delivery received before November 1, 1951 (determined pursuant to section 2 of this supplementary regulation)	$0.45
Net cost of burlap bags as of the later "prescribed date"	5.85
(2)+Net cost of peanuts (table II)	229.00
(3) "Materials cost as of the later prescribed date"	234.85
(d) (1) "Materials cost as of the later prescribed date"	234.85
—"Materials cost as of the earlier prescribed date"	212.25
	22.60

"Materials cost adjustment" for No. 1 and higher grade shelled peanuts: $22.60÷1,200 pounds (see (a))=$0.0188 per pound.

(2) +"Labor cost adjustment" (determined under section 8 (f) or 9 (b) of CPR 22)=$0.0054 per pound.
(3) "Total cost adjustment"=$0.0242 per pound.

(to be added to your highest base period price per pound of No. 1 grade Spanish shelled peanuts to arrive at your ceiling price for such grades.)

SEC. 5. *Method for determining "total cost adjustment" for No. 1 and higher grades of Virginia shelled peanuts.* If you are a sheller of Virginia type peanuts and you choose to determine your ceiling prices for No. 1 and higher grades of shelled peanuts in accordance with the option given in section 3 of this supplementary regulation, you must, despite the provisions of sections 11 through 16 of CPR 22, determine your "materials cost adjustment" for those No. 1 and higher grades of shelled peanuts according to the instructions set forth below:

(a) Determine the average number of pounds of each grade of shelled and unshelled peanuts yielded per ton of the 1949 crop farmers' stock peanuts during the 1949 season (which is considered as ending no later than June 30, 1950).

(b) Calculate your "materials cost as of the earlier prescribed date" as follows:

(1) *Net cost of burlap bags.* (i) Determine the number of burlap bags you used in the base period per ton of the farmers' stock peanuts you are pricing, then

(ii) Multiply that number of bags by the cost per bag (figured under section

18 of CPR 22) as of the last day of your base period (the earlier "prescribed date"). The resulting figure is your net cost of burlap bags as of the earlier "prescribed date."

(2) *Net cost of peanuts.* Determine your weighted average cost per ton of farmers' stock Virginia type peanuts purchased either during the last three months of 1949 or during any greater period in the 1949 season so long as it ends no later than June 30, 1950. Your weighted average cost per ton is calculated as follows:

(i) Determine the total amount paid for all farmers' stock Virginia type peanuts purchased by you during the period you select;

(ii) Divide the figure arrived at in (i) by the number of tons of farmers' stock Virginia type peanuts purchased during that period. The resulting figure is your "weighted average cost per ton" for that period.

(3) Add together the figure calculated in (1) and the figure determined in (2). The resulting figure is your "materials cost as of the earlier prescribed date."

(c) Calculate your "materials cost as of the later prescribed date" as follows:

(1) *Net cost of burlap bags.* (i) Determine the number of burlap bags used in the base period per ton of the farmers' stock peanuts you are pricing (see paragraph (b) (1) (i) of this section), then

(ii) Multiply that number of bags by the net price per bag shown on the invoice for the last delivery of burlap bags received by you prior to November 1, 1951. The resulting figure is your net cost of burlap bags as of the later "prescribed date".

(2) *Net cost of peanuts.* Your net cost per ton (for the later "prescribed date") of farmers' stock Virginia type peanuts is the 1951 USDA support price for the same grade of farmers' stock Virginia type peanuts as your "weighted average base period grade" of those peanuts. Your "weighted average base period grade" is figured as follows:

(i) Determine a "representative tonnage" of the farmers' stock Virginia type peanuts you purchased during the 1949 season. You may use as your "representative tonnage" either the entire tonnage of the 1949 crop of farmers' stock Virginia type peanuts purchased by you during the 1949 season (which, however, may not include any peanuts purchased after June 30, 1950); or, the tonnage of the 1949 crop of farmers' stock Virginia type peanuts purchased by you during the last week in November, 1949, and the first week in December, 1949. (If, however, the farmers' stock Virginia type peanuts you purchased in those two weeks do not amount to at least 10 percent of the total tonnage of the 1949 crop you purchased during the 1949 season, you must include the peanuts purchased in each consecutive week subsequent to the first week in December, 1949 until the total farmers' stock peanuts included is at least equal to that 10 percent figure.)

(ii) After you have determined your "representative tonnage," compute the total number of pounds of Sound Mature Kernels in that tonnage and divide the resulting figure by the total number of pounds in that "representative tonnage." In addition, compute the total number of pounds of Extra Large Kernels in that tonnage and divide the resulting figure by the total number of pounds in that "representative tonnage." The two percentage figures computed in this subdivision (that is, the percent of Sound Mature Kernels and the percent of Extra Large Kernels in your "representative tonnage") represented your "weighted average base period grade" of Virginia farmers' stock peanuts.

(3) Add together the figure calculated in (1) and the figure determined in (2). The resulting figure is your "materials cost as of the later prescribed date."

(d) You may complete your calculation of ceiling prices under the method set out in either subparagraph (1) or in subparagraph (2) of this paragraph.

(1) (i) Determine the difference between your "materials cost as of the earlier prescribed date," arrived at in (b), and your "materials cost as of the later prescribed date," arrived at in (c). Divide that difference by the total of the average number of pounds of No. 1 and higher grades of shelled and unshelled peanuts in a ton (as determined in 5 (a) above). The resulting figure is your "materials cost adjustment" for each pound of No. 1 and higher grades of shelled peanuts.

(ii) Calculate your percentage "labor cost adjustment factor" (under section 8 (e) or 9 (b) of CPR 22).

(iii) For your No. 1 grade, and each higher grade, of shelled and unshelled peanuts, multiply: (*a*) The average number of pounds of that grade in a ton (as determined in 5 (a) above) by (*b*) your highest base period price per pound for that particular grade. The resulting figure is your "base period grade sales value" for the grade. Then add together all of your "base period grade sales value" figures for your No. 1 grade and higher grades of shelled and unshelled peanuts. The resulting figure is your "total base period sales value" for a ton of Virginia type peanuts.

(iv) Multiply your "total base period grade sales value" for a ton of Virginia peanuts (determined in subdivision (iii) of this subparagraph) by your "labor cost adjustment factor" (arrived at in subdivision (ii) of this subparagraph). Then divide the resulting figure by the total of the average number of pounds of No. 1 and higher grade shelled and unshelled peanuts in a ton (as determined in 5 (a) above). The resulting figure is your "labor cost adjustment" for each pound of No. 1 and higher grades of Virginia shelled peanuts.

(v) Add together your "materials cost adjustment" (arrived at in (i)) and your "labor cost adjustment" (arrived at in (iv)). The resulting figure is your dollar-and-cent "total cost adjustment" which is to be added to your highest base period prices per pound for No. 1 and each higher grade of shelled peanuts to arrive at your per pound ceiling prices.

(2) You may, as an alternative to subparagraph (1), determine a "total cost adjustment factor" and figure ceiling prices as follows:

(i) Determine the difference between your "materials cost as of the earlier prescribed date," arrived at in (b), and your "materials cost as of the later prescribed date," arrived at in (c). The resulting figure is your dollar-and-cent "materials cost adjustment" for a ton of Virginia type peanuts.

(ii) Divide your dollar-and-cent "materials cost adjustment" (figured in subparagraph (i) above) by your "total base period sales value" for a ton of Virginia peanuts (figured in subparagraph (1) (iii) of this section 5). The resulting figure is your "materials cost adjustment factor" for shelled Virginia peanuts.

(iii) Calculate your "labor cost adjustment factor" under either section 8 (e) or 9 (b) of CPR 22.

(iv) Add, to your "materials cost adjustment factor" (arrived at in (ii)), both your "labor cost adjustment" (arrived at in (iii)) and 1.0000. The resulting figure is your "total cost adjustment factor" for shelled Virginia peanuts. Your ceiling price per pound for No. 1 grade, and each higher grade, of Virginia shelled peanuts is determined by multiplying your highest base period price per pound for the particlular grade of shelled peanuts by that "total cost adjustment factor."

Example. (The steps in this example are marked with the same letters as the above subparagraphs, which explain in detail the method involved in making the calculations.)

Assume that you are a sheller of Virginia type peanuts.

(a) Average yield of grades per ton of farmers' stock Virginia peanuts for 1949 season (ending not later than June 30, 1950):

	Pounds
Jumbos	162
Fancies	394
Extra large	138
Mediums	284
No. 1	220
Total yield	1,198

(b) (1) Number of burlap bags (per ton of farmers' stock peanuts) used in base period 12
× Net cost per bag as of earlier "prescribed date" $0.25

Net cost of burlap bags as of earlier "prescribed date" 3.00

(2) Purchases during last 3 months of 1949 (tons) × Price paid per ton =

45	$250.00	$11,250.00
130	237.00	30,810.00
105	242.00	25,410.00
75	252.00	18,900.00
250	249.49	62,372.50
180	243.50	43,830.00
200	247.50	49,500.00
165	245.00	40,425.00
Total tons purchased 1,150	Total amount paid for peanuts	$282,497.50

$282,497.50 (total amount paid for peanuts) ÷ 1,150 (total tons purchased) = $245.65, the weighted average cost per ton for peanuts.

(3) Net cost of burlap bags as of earlier "prescribed date" $3.00
+ Weighted average cost per ton for peanuts 245.65

"Materials cost as of the earlier date" 248.65

(c) (1) Number of burlap bags (per ton of farmers' stock peanuts) used in base period 12
× Net cost per bag for last delivery received before November 1, 1951 (determined pursuant to sec. 2 of this supplementary regulation) $0.45

Net cost of burlap bags as of later "prescribed date" $5.40

(2) (i) xxxx The total tonnage of farmers' stock Virginia type peanuts you received during the 1949 season was 1300. During the first week in December 1949 and the last week in November 1949, you received a total of 145 tons of farmers' stock Virginia type peanuts. Since this was over 10 percent of 1300 (the total tonnage received during the 1949 season), you may use those receipts as your "representative tonnage."

(ii) Grade composition of the farmers' stock peanuts in the "representative tonnage."

Receipts, number of pounds	Percentage of S. M. K.'s	Number of pounds of S. M. K.	Percentage of extra large kernels	Number of pounds of extra large kernels
	Percent		*Percent*	
10,000	66	6,600	19	1,900
20,000	65	13,000	22	4,400
100,000	70	7,000	25	25,000
70,000	72	50,400	30	21,000
90,000	70	63,000	26	23,400
Total number of pounds: 290,000		203,000		75,700

203,000 (pounds of SMK)+290,000 (total pounds)=70 percent.
75,700 (pounds of extra large kernels)+290,000 (total pounds)=26 percent.

"Weighted average base period grade of Virginia farmers' stock peanuts": 70 percent SMK; 26 percent extra large kernels.
The 1951 USDA support price for your "weighted average base period grade of farmers' stock peanuts" is $258.25, which, therefore, is your net cost per ton of those peanuts as of the later "prescribed date."

(3) Net cost of burlap bags as of later "prescribed date" $5.40
+Net cost of peanuts as of later "prescribed date". 258.25
"Materials cost as of the later prescribed date" 263.65

(d) (You may compute your final adjustment either under subparagraph (1) or subparagraph (2) of paragraph (d).)

(1) (i) "Materials cost as of the later prescribed date" $263.65
−"Materials cost as of the earlier prescribed date" 248.65
15.00

"Materials cost adjustment" for No. 1 and higher grade shelled and unshelled peanuts: $15.00÷1,198 pounds (see (a))=$0.0125 per pound.
(ii) ×"Labor cost adjustment factor", (determined under sec. 8 (e) or 9 (b) of CPR 22): 2.01 percent.

(iii) Average pounds yield of No. 1 and higher grades shelled and unshelled peanuts per ton of 1949 crop farmers' stock Virginia peanuts during 1949 season (pounds)			Highest base period price per pound (cents)		"Base period grade sales value"
Jumbos	162	×	21	=	$34.02
Fancies	394	×	19	=	74.86
Extra large	138	×	29	=	40.02
Mediums	284	×	26	=	73.84
No. 1	220	×	19½	=	42.90
Total yield	1,198				265.64

"Total base period sales value" per ton of Virginia peanuts (the sum of your "base period grade sales value" figures)=$265.64.
(iv) (a) "Total base period sales value" (determined under (iii)) $265.64
×"Labor cost adjustment factor" of 2.01 percent ..... .0201
5.34

(b) "Labor cost adjustment" for No. 1 and higher grade shelled and unshelled peanuts: $5.34÷1198 pounds (see 5(a))=$.0045 per pound.

	Per pound
(v) "Materials cost adjustment"	$0.0125
+ "Labor cost adjustment"	.0045
	.0170

"Total cost adjustment" (rounded to nearest ¼ cent pursuant to section 25 of CPR 22)=.0175 per pound.

(This "total cost adjustment" is to be added to your highest base period prices per pound of No. 1 and higher grades of Virginia shelled peanuts to arrive at your ceiling prices for each grade.)

(2) (i) "Materials cost as of the later prescribed date" $263.65
−"Materials cost as of the earlier prescribed date" 248.65
"Materials cost adjustment" 15.00

(ii) Dollar-and-cent "materials cost adjustment"		"Total base period sales value" (figured in sub-par. (d) (i) (iii) of sec. 5).		"Materials cost adjustment factor"
$15	÷	$265.64	=	0.0565

(iii) "Labor cost adjustment factor" (determined under section 8 (e) or 9 (b) of CPR 22): 2.01 percent.
(iv) "Materials cost adjustment factor" (see (ii)) ..... =.0565
"Labor cost adjustment factor" of 2.01 percent ..... =.0201
Plus 1.0000 ..... =1.0000
"Total cost adjustment factor" ..... =1.0766

Application of "total cost adjustment factor" to determine ceiling prices for Virginia shelled peanuts:

Grades of Virginia shelled peanuts	Highest base period price per pound (cents)		"Total cost adjustment factor"		Ceiling price per pound (rounded to nearest ¼¢ pursuant to sec. 25 of CPR 22)
Extra Large	29	×	1.0766	=	$0.3125
Medium	26	×	1.0766	=	.28
No. 1	19½	×	1.0766	=	.21

SEC. 5. *Applicability of provisions of Ceiling Price Regulation 22.* Except to the extent expressly modified or supplemented by this supplementary regulation, all provisions of Ceiling Price Regulation 22 shall be applicable to any sheller of Spanish, Runner, Valencia or Virginia type peanuts who uses this supplementary regulation.

SEC. 6. *Definitions*—(a) *Grade.* The "grades" of shelled peanuts are those grades which are defined by the U. S. Department of Agriculture.

(b) *Type.* The "type" of shelled peanuts (that is, Spanish type, Runner type, Valencia type and Virginia type) refers to the particular type of shelled peanuts as defined by the U. S. Department of Agriculture.

(c) *Support price.* "Support price" means the support price as defined and established by the U. S. Department of Agriculture.

Effective date. The effective date of this supplementary regulation is December 14, 1951.

NOTE: The reporting requirements of this supplementary regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

MICHAEL V. DISALLE,
Director of Price Stabilization.

DECEMBER 14, 1951.

[F. R. Doc. 51-15008; Filed, Dec. 14, 1951; 4:02 p. m.]

Chapter XXI—Office of Rent Stabilization, Economic Stabilization Agency

[Rent Regulation 3, Amdt. 19 to Schedule A]

RR3—HOTEL REGULATION

INDIANA

Amendment 19 to Schedule A of Rent Regulation 3—Hotel Regulation. Said regulation is amended in the following respects:

1. Schedule A, Item 9, is amended to read as follows:

(9) [Revoked and decontrolled.]

This decontrols from Rent Regulation 3—Hotel Regulation, the entire Huntsville Defense-Rental Area on the initiative of the Director of Rent Stabilization in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

2. Schedule A, Item 103, is amended to describe the counties in the defense-rental area as follows:

Hamilton and Hancock.

This decontrols from Rent Regulation 3—Hotel Regulation, Marion County, Indiana, a portion of the Indianapolis Defense-Rental Area on the initiative of the Director of Rent Stabilization in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

This amendment shall be effective December 18, 1951.

Issued this 13th day of December 1951.

TIGHE E. WOODS,
Director of Rent Stabilization.

[F. R. Doc. 51-14964; Filed, Dec. 17, 1951; 9:15 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 19—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS

CROSS REFERENCE: For amendment of § 19.15 see § 154.15 of Title 46, Chapter I, Part 154, *infra*, which is identical with this Part 19.

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 3—VETERANS CLAIMS

PROCUREMENT OF AUTOMOBILES AND OTHER CONVEYANCES FOR DISABLED VETERANS

Section 3.1500 is amended to read as follows:

§ 3.1500 *Procurement of automobiles and other conveyances for disabled veterans*—(a) *General.* The purpose of this section is to establish the procedures by which the Veterans' Administration will provide automobiles or other conveyances for certain disabled veterans of World War II or of service within the purview of Public Law 28, 82d Congress, in compliance with Public Law 187, 82d Congress, approved October 20, 1951.

(b) *Statutory authority.* The above cited law reads as follows:

That, subject to the conditions hereinafter set forth, the Administrator of Veterans' Affairs is authorized and directed, under such regulations as he shall prescribe, to provide or assist in providing an automobile or other conveyance by paying not to exceed $1,600 on the purchase price, including equipment with such special attachments and devices as the Administrator may deem necessary, for each veteran of World War II or of service on or after June 27, 1950, and prior to such date as shall thereafter be determined by Presidential proclamation or concurrent resolution of the Congress, who is entitled to compensation under the laws administered by the Veterans Administration for any of the following due to disability incurred in or aggravated by active military, naval, or air service of the United States during either of such periods:

(a) Loss or permanent loss of use of one or both feet;

(b) Loss or permanent loss of use of one or both hands;

(c) Permanent impairment of vision of both eyes of the following status: Central visual acuity of 20/200 or less in the better

eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye.

SEC. 2. No payment shall be made under this act for the repair, maintenance, or replacement of any such automobile or other conveyance and no veteran shall be given an automobile or other conveyance until it is established to the satisfaction of the Administrator that such veteran will be able to operate such automobile or other conveyance in a manner consistent with his own safety and the safety of others and will be licensed to operate such automobile or other conveyance by the State of his residence or other proper licensing authority: *Provided*, That a veteran who cannot qualify to operate a vehicle shall nevertheless be entitled to the payment of not to exceed $1,600 on the purchase price of an automobile or other conveyance, as provided in section 1 of this act, to be operated for him by another person, provided such veteran meets the other eligibility requirements set forth in this act.

SEC. 3. The furnishing of such automobile or other conveyance, or the assisting therein, shall be accomplished by the Administrator paying the total purchase price, if not in excess of $1,600, or the amount of $1,600, if the total purchase price is in excess of $1,600, to the seller from whom the veteran is purchasing under sales agreement between the seller and the veteran.

SEC. 4. No veteran shall be entitled to receive more than one automobile or other conveyance under the provisions of this act and no veteran who has received or who hereafter receives an automobile or other conveyance under the provisions of the paragraph under the heading "Veterans' Administration" in the First Supplemental Appropriation Act, 1947, as extended, or the Act of September 21, 1950 (Public Law 798, 81st Cong.), shall be entitled to receive an automobile or other conveyance under the provisions of this act.

SEC. 5. The benefits provided in this act shall not be available to any veteran who has not made application for such benefits to the Administrator within three years after the effective date of this act, or within three years after the date of the veteran's discharge or release from active service if the veteran is not discharged or released until on or after said effective date.

SEC. 6. There is hereby authorized to be appropriated to the Veterans' Administration, out of any moneys in the Treasury not otherwise appropriated, such sums as may be required to carry into effect the provisions of this act.

(c) *Qualifying disabilities.* The qualifying disabilities under Public Law 187, Eighty-second Congress, are not limited to "loss or loss of use, of one or both legs at or above the ankle," as was the case in prior legislation, but are extended to include "(1) loss or permanent loss of use of one or both feet; (2) loss or permanent loss of use of one or both hands; (3) permanent impairment of vision of both eyes of the following status: Central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200, if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye." In determining entitlement on the basis of permanent loss of use of one or both feet or of one or both hands, the criteria contained in Extension 3, Schedule for Rating Disabilities, 1945 Edition, will be applicable. The degree of blindness required is prescribed in the statute.

(d) *Time limit for filing claim.* Under the provisions of section 5 of the act, veterans within the purview of the legislation may file an application for such benefits within 3 years after October 20, 1951, or within 3 years after the veteran's discharge or release from active World War II or Public Law 28, 82d Congress service. This law, therefore, establishes a continuing program in contrast to the preexisting program for World War II veterans which has been limited to successive temporary periods of one fiscal year. (Instruction 1, Public Law 187, 82d Cong.)

(Sec. 5, 43 Stat. 608, as amended, sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9; 38 U. S. C. 11a, 426, 707)

This regulation is effective December 18, 1951.

[SEAL] O. W. CLARK,
Deputy Administrator of Veterans Affairs.

[F. R. Doc. 51-14961; Filed, Dec. 17, 1951; 8:48 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 768]

OREGON

RESERVING CERTAIN PUBLIC LAND IN CONNECTION WITH GOVERNMENT ISLAND GAME MANAGEMENT AREA

Whereas the act of September 2, 1937, 50 Stat. 917 (16 U. S. C. 669–669j), provides for Federal aid to States in wildlife-restoration projects; and

Whereas the State of Oregon has established a Federal-aid wildlife-restoration project, and has acquired title to certain lands in Multnomah County which are administered by the State of Oregon through its Game Commission as the Government Island Game Management Area; and

Whereas certain contiguous public land possesses wildlife value and could be administered advantageously in connection with the Government Island Game Management Area; and

Whereas the act of March 10, 1934, as amended by the act of August 14, 1946, 48 Stat. 401, 60 Stat. 1080 (16 U. S. C. 661–666c), authorizes the Secretary of the Interior to cooperate with Federal, State, and other agencies in developing a nation-wide program of wildlife conservation and rehabilitation;

Now, therefore, by virtue of the authority vested in the President, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public land in Multnomah County, Oregon, is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, but not the mineral-leasing laws, and reserved under the jurisdiction of the Department of the Interior for use by the Game Commission of the State of Oregon in connection with the Government Island Game Management Area, under such conditions as may be prescribed by the Secretary of the Interior:

WILLAMETTE MERIDIAN

T. 1 N., R. 2 E.,
Sec. 15, lot. 1.

The area described contains 1.79 acres.

R. D. SEARLES,
Acting Secretary of the Interior.

DECEMBER 12, 1951.

[F. R. Doc. 51-14919; Filed, Dec. 17, 1951; 8:45 a. m.]

[Public Land Order 769]

UTAH

RESERVATION OF LANDS WITHIN ASHLEY NATIONAL FOREST AS AN ADMINISTRATIVE SITE

By virtue of the authority vested in the President by the act of June 4, 1897 (30 Stat. 34, 36; 16 U. S. C. 473), and otherwise, and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands within the Ashley National Forest in Utah are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws but not the mineral-leasing laws, and reserved for the use of the Forest Service, Department of Agriculture, as the Dutch John Administrative Site:

SALT LAKE MERIDAN

T. 2 N., R. 22 E.,
Sec. 1, S½N½NW¼NW¼, S½NW¼NW¼, and N½SW¼NW¼.

The areas described aggregate 50 acres.

This order shall be subject to the withdrawal for Public Water Reserve No. 16, Utah No. 7, made by the Executive Order of March 9, 1914, so far as it affects the above-described lands; and it shall take precedence over, but not otherwise affect, the existing reservation of the lands for national-forest purposes.

R. D. SEARLES,
Acting Secretary of the Interior.

DECEMBER 12, 1951.

[F. R. Doc. 51-14918; Filed, Dec. 17, 1951; 8:45 a. m.]

[Public Land Order 770]

CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR THE USE OF THE DEPARTMENT OF THE AIR FORCE FOR MILITARY PURPOSES

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Cali-

fornia are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Air Force for military purposes:

SAN BERNARDINO MERIDIAN

T. 11 N., R. 7 W.,
Sec. 2, lot 1 of NE¼, and NE¼SE¼.

The areas described aggregate 120 acres.

It is intended that the lands described above shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

R. D. SEARLES,
Acting Secretary of the Interior.

DECEMBER 12, 1951.

[F. R. Doc. 51-14921; Filed, Dec. 17, 1951; 8:45 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard, Department of the Treasury

Subchapter O—Regulations Applicable to Certain Vessels During Emergency

[CGFR 51-58]

ALIENS SERVING AS LICENSED OFFICERS ON MERCHANT VESSELS

The purpose of the following waiver order designated as 46 CFR 154.15 and the new regulations in 46 CFR Part 155 is to modify certain statutory requirements relating to manning of merchant vessels and to citizenship requirements of watch officers on United States merchant vessels to such extent and in such manner and upon such conditions as are set forth below. The waiver order designated as 46 CFR 154.15 shall also be published as 33 CFR 19.15.

It has been determined upon investigation that there is a shortage of experienced personnel in the merchant marine industry and, as a result of such shortage, the masters of merchant vessels engaged in business connected with the national defense of the United States have been unable to obtain the number of properly qualified licensed officers required for their vessels by or pursuant to law without causing delays in the sailing of such vessels. Therefore, to avoid delays in the sailings of merchant vessels connected with the national defense of the United States and to insure that vessels with deficiencies in their officer complements have on board the best qualified officers available, as well as to provide a simplified and uniform procedure for accomplishing the foregoing and otherwise to further the national defense of the United States, it is hereby found necessary to waive the requirements of certain navigation and vessel inspection laws relating to manning of merchant vessels and to citizenship requirements of watch officers as set forth in R. S. 4131, as amended (46 U. S. C. 221), section 5 of the act of June 25, 1936, as amended (46 U. S. C. 672a) and section 302 of the act of June 29, 1936, as amended (46 U. S. C. 1132), to the extent that approved alien officers who qualify under the requirements set forth in 46 CFR Part 155 and are holders of letters of authorization may be employed as deck or engineer officers aboard merchant vessels, under individual waivers, to the extent of the nonavailability of properly licensed United States citizen officers, but such alien officers cannot serve above the grades of second mate or second engineer.

It is also found necessary to waive the provisions in R. S. 4438, 4440, 4441, and 4442, as amended (46 U. S. C. 224, 228, 229, and 214), relating to licenses as mate, engineer, or pilot on United States merchant vessels to the extent necessary that letters of authorization may be issued to qualified aliens to enable them to act in the capacity of licensed officers in grade and service for which qualified. The requirements for aliens to become eligible to serve in the capacity of licensed officers on United States merchant vessels are set forth in 46 CFR Part 155. Although any alien meeting the requirements set forth in 46 CFR Part 155 may make application for a letter of authorization permitting him to serve as a licensed officer on United States merchant vessels pursuant to the waiver order in 46 CFR 154.15, the issuance of the letter of authorization is within the discretion of the Coast Guard and will be made on a selective basis with preference being given to those aliens who have formally indicated their intention of becoming United States citizens. Because of the urgency in having available the best qualified persons to serve in the capacity of licensed officers on merchant vessels engaged in business connected with the national defense of the United States, the following waiver order and the regulations promulgated pursuant thereto shall become effective thirty days after the date of publication of this document in the FEDERAL REGISTER, except that aliens who may be qualified to receive letters of authorization under the provisions in 46 CFR Part 155 may immediately file application for such letters of authorization with any Coast Guard Marine Inspection Office, and it is hereby found that compliance with the notice of proposed rule making, public rule making procedure thereon, and effective date requirements of the Administrative Procedure Act is contrary to the public interest.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by an order of the Acting Secretary of the Treasury, dated January 23, 1951, identified as CGFR 51-1, and published in the FEDERAL REGISTER dated January 26, 1951 (16 F. R. 731), the following waiver order is promulgated and regulations are prescribed which read as follows:

PART 154—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS [1]

Part 154 is amended by adding a new waiver order designated as § 154.15, reading as follows:

§ 154.15 *Employment of aliens as watch officers on United States merchant vessels*—(a) *Waiver.* I hereby waive compliance with the provisions of R. S. 4131, as amended, section 5 of the act of June 25, 1936, as amended, and section 302 of the act of June 29, 1936, as amended (46 U. S. C. 221, 672a, 1132), which require that the licensed officers aboard merchant vessels of the United States shall be citizens of the United States and, under certain conditions, shall be members of the United States Naval Reserve to the extent that when properly licensed United States citizen deck or engineer officers are not available to man merchant vessels to allow certain approved alien officers who are holders of letters of authorization to serve as watch officers aboard United States merchant vessels in the grades up to and including second mate and second assistant engineer. I hereby also waive compliance with the provisions in R. S. 4438, 4440, 4441, and 4442, as amended (46 U. S. C. 224, 228, 229, and 214), relating to licenses for mates, engineers, or pilots for officers serving on merchant vessels of the United States to the extent that an alien who becomes qualified under the provisions in 46 CFR Part 155 may be issued a letter of authorization to serve in the capacity designated in the letter on board United States merchant vessels, and such letter of authorization shall be considered the same as a license and shall be subject to the other conditions required concerning the licenses of officers of United States merchant vessels. I hereby find that this waiver is necessary in the interests of national defense.

(b) *Terms and conditions.* (1) The employment of approved alien officers authorized by paragraph (a) of this section shall be permitted only to the extent of the nonavailability of licensed United States citizen officers, but in no case shall approved alien officers be employed in grades above that of second mate or second assistant engineer. The nonavailability of licensed United States citizen officers is to be determined after reasonable efforts have been made by the master, owner, or others concerned with the manning of United States merchant vessels to secure the employment of properly licensed officers.

(2) No approved alien officer shall be employed in the capacity of an officer on board United States merchant vessels unless he is in possession of a letter of authorization from the Coast Guard and no such alien shall be employed in a grade higher than that stated in the letter of authorization held by him. Each approved alien officer, who may be employed on United States merchant vessels in accordance with this waiver, shall present to the master or other responsible officer of the merchant vessel the Coast Guard's letter of authorization held by him and this letter of authorization shall be kept posted under glass on the vessel as required by law for licenses of United States citizen officers.

(3) Before an approved alien officer may be employed on a United States merchant vessel, the master, owner, or others concerned shall make an application and shall obtain approval under the procedures for effecting individual waivers of navigation and vessel inspection laws and regulations in § 154.01. The

[1] Also codified as 33 CFR Part 19.

employment of any approved alien officer shall be for a single voyage and on a specified vessel and in accordance with the individual waiver issued in accordance with the procedures in § 154.01. For each succeeding voyage an individual waiver shall be required and approved before the approved alien officer may be employed and such individual waiver shall not be issued unless the master, owner, or others concerned with the manning of merchant vessels can show that the same conditions are still present and it is necessary to employ approved alien officers.

(4) The word "voyage" as used in this section shall be construed as meaning the period for which the crew is engaged or signed on and any approved alien officer may be continued in employment until the end of such period of engagement or until the termination of the shipping articles for the voyage.

(5) The words "approved alien officer" shall be construed as meaning a person to whom a letter of authorization has been issued and who continues to qualify to hold such a letter.

(c) *Penalties.* The failure of the master of any vessel sailing with a deficiency in the required complement of qualified licensed United States citizen officers aboard to comply with the conditions required by this waiver shall be considered misconduct within the meaning of R. S. 4450, as amended (46 U. S. C. 239), and shall constitute grounds for suspension or revocation of the license of such master; and shall subject him and the owners to all other penalties provided by law. No penalty shall be imposed as a consequence of any waiver made effective pursuant hereto.

(d) *Requirements for aliens desiring to serve as officers.* The procedures and requirements for authorizing aliens to serve as licensed officers on merchant vessels pursuant to the requirements in this waiver order are set forth in Part 155 of this subchapter. Any alien meeting the requirements set forth in Part 155 of this subchapter may make application for a letter of authorization permitting him to serve as a licensed officer on merchant vessels pursuant to the requirements in this waiver order, but the issuance of the letter of authorization by the Coast Guard will be made on a selective basis, and preference will be given to those aliens who have formally indicated their intention of becoming United States citizens. (Public Law 891, 81st Congress)

PART 155—LICENSED OFFICERS AND CERTIFICATED MEN

REGULATIONS DURING EMERGENCY

SUBPART 155.01—GENERAL

Sec.

155.01-1 Purpose of part

SUBPART 155.10—ALIEN OFFICERS

155.10-1 General provisions.
155.10-5 Definitions.
155.10-10 Letter of authorization.
155.10-15 Applications.
155.10-20 Proof of nationality.
155.10-25 Physical condition and examination.
155.10-30 Professional requirements.
155.10-35 Issuance of letter of authorization.
155.10-40 Professional classification.
155.10-45 Surrender of a letter of authorization.
155.10-50 Rejection of applications.

AUTHORITY: §§ 155.01-1 to 155.10-50 issued under Public Law 891, 81st Congress.

SUBPART 155.01—GENERAL

§ 155.01-1 *Purpose of part.* The purpose of the regulations in this part is to specify emergency requirements which may modify the requirements for licensed officers and certificated men in Parts 10 and 12 (Subchapter B—Merchant Marine Officers and Seamen) of this chapter and are found to be necessary in the national defense of the United States.

SUBPART 155.10—ALIEN OFFICERS

§ 155.10-1 *General provisions.* (a) The regulations in this subpart specify the requirements which must be met by aliens applying for letters of authorization to serve in the capacity of licensed deck or engineer officers on United States merchant vessels, as well as the requirements applicable to the issuance and surrender of such letters of authorization. All these requirements are issued in accordance with the waiver order regarding employment of qualified aliens in the capacity of licensed deck or engineer officers in § 154.15 of this subchapter and implement such waiver order. Before an alien holding a letter of authorization may be employed on a United States merchant vessel in the capacity of a licensed deck or engineer officer, the master, owner, agent or other person concerned with obtaining qualified officers for such a vessel, shall make an application to the Coast Guard for a waiver in accordance with § 154.01 of this subchapter and receive permission to employ such an alien.

(b) An applicant for a letter of authorization to serve in the capacity of licensed deck or engineer officer is charged with establishing to the satisfaction of the Commandant of the Coast Guard that he possesses all the qualifications necessary, such as experience, character, nationality, and citizenship status, before he will be granted a letter of authorization. Until an applicant proves his qualifications to the Coast Guard he is not eligible to be issued a letter of authorization.

(c) Where required, an applicant must present authenticated or certified English translations of foreign licenses or other documents presented by him for consideration.

(d) Although any alien meeting the requirements set forth in this subpart may submit an application for a letter of authorization, such an alien does not thereby obtain a right to have issued to him such a letter. Letters of authorization issued to aliens are in the form of a privilege and therefore no appeal procedures are established for review or reconsideration of any action taken in connection with applications. The issuance of the letters of authorization will be made on a selective basis and preference will be given to those aliens who have formally indicated their intention of becoming United States citizens.

§ 155.10-5 *Definitions.* (a) The words "letter of authorization" shall be construed as meaning a letter issued by the Coast Guard to an individual alien granting to him authority to be employed under waiver in the capacity of a licensed deck or engineer officer subject to such conditions as may be set forth therein as well as those conditions set forth in applicable waiver orders in Part 154 of this subchapter and regulations issued to implement such waiver orders.

(b) The words "approved alien officer" shall be construed as meaning a person to whom a letter of authorization has been issued and who continues to qualify to hold such a letter.

(c) The words "merchant vessel" shall be construed as meaning a merchant vessel of the United States.

§ 155.10-10 *Letter of authorization.* (a) A letter of authorization will state on its face the grade and type of service in which the holder may serve under waiver.

(b) A letter of authorization will not be issued to any person unless the Commandant of the Coast Guard is satisfied that the character and habits of life of the person are such as to authorize the belief that he is a suitable and safe person to be entrusted with the powers and duties of a licensed officer.

§ 155.10-15 *Applications.* (a) Any alien desiring to have a letter of authorization to serve in the capacity of a licensed deck or engineer officer shall submit a written application in duplicate on Form CG 3253 to any Officer in Charge, Marine Inspection, of the United States Coast Guard. The applicant must appear in person before the Officer in Charge, Marine Inspection, United States Coast Guard, with whom he files his application.

(b) The applicant shall furnish two unmounted dull finish photographs 2 inches by 1½ inches, of passport size taken within one year of the date of the application. This photograph shall show the full face at least one inch in height with head uncovered and shall be a satisfactory likeness of the applicant. The photograph shall be affixed to the application form in the space provided.

(c) The application Form CG 3253 must be signed by three persons who may be former employers or persons who have personally known the applicant for one or more years and who can certify from personal knowledge that the applicant is a person of good character and temperate habits and recommend him as a suitable person to be entrusted with the duties of the station for which he makes application or the application shall be accompanied by letters of recommendation of recent date. A letter of recommendation submitted must certify from personal knowledge that the applicant is a person of temperate habits and of good character, recommend him as a suitable person to be entrusted with the duties of an officer in the merchant marine, and that the writer has known the applicant for one or more years. Three recommendations, either on the

application or by letter, must be submitted with each application.

(d) Fingerprint records of each applicant shall be made.

(e) The application, together with fingerprint records, photographs, and letters of recommendation, if any, shall be submitted to the Commandant for approval.

§ 155.10–20 *Proof of nationality.* (a) An alien making application for a letter of authorization shall present to the Officer in Charge, Marine Inspection, at the time of application acceptable evidence of nationality. No letter of authorization will be issued to any alien until nationality is established by acceptable evidence.

(b) Any document of an official character showing the country of which the alien is a citizen or subject may be accepted as acceptable evidence of nationality. The following are examples of such a document:

(1) Declaration of Intention to become a citizen of the United States made by the alien applicant after 1929.

(2) A travel document in the nature of a passport issued by the government of the country of which the alien is a citizen or a subject.

(3) A certificate issued by the consular representative of the country of which the alien is a citizen or subject.

(c) An applicant must present an Alien Registration Receipt Card to the Officer in Charge, Marine Inspection.

(d) If the applicant has filed a Declaration of Intention or a Petition for Naturalization, he must present evidence of this fact to the Officer in Charge, Marine Inspection.

(e) Should any doubt arise as to whether or not any document or paper presented by an applicant as evidence of nationality is acceptable, the matter shall be referred to the Commandant of the Coast Guard for decision.

§ 155.10–25 *Physical condition and examination.* (a) The applicant for a letter of authorization shall be required to pass a physical examination given by a medical officer of the United States Public Health Service and present a certificate executed by this Public Health Service officer to the Officer in Charge, Marine Inspection. This certificate shall attest to the applicant's acuity of vision, color sense, and general physical condition. In exceptional cases where an applicant would be put to great inconvenience or expense to appear before a medical officer of the Public Health Service the physical examination and certification may be made by another reputable physician.

(b) Epilepsy, insanity, senility, acute venereal disease, or neurosyphilis, badly impaired hearing, or other defect that would render the applicant incompetent to perform the duties of an officer at sea are causes of certification as incompetent.

(c) An applicant for a letter of authorization to serve as mate must have either with or without glasses at least 20/20 vision in one eye and at least 20/40 in the other. The applicant who wears glasses, however, must also be able to pass a test without glasses of at least 20/40 in one eye and at least 20/70 in the other. The color sense will be tested by means of the "Stillings" test but any applicant who fails this test will be eligible if he can pass the "Williams" lantern test.

(d) An applicant for a letter of authorization to serve as an engineer officer must have either with or without glasses at least 20/30 vision in one eye and at least 20/50 in the other. The applicant who wears glasses, however, must also be able to pass a test without glasses of at least 20/50 in one eye and at least 20/70 in the other. The color sense of the applicant shall be examined only as to his ability to distinguish the colors red, blue, green, and yellow.

(e) No waivers of the physical requirements for applicants will be granted.

§ 155.10–30 *Professional requirements.* (a) An applicant for a letter of authorization must be able to read, write, speak, and understand the English language sufficiently to carry out the duties of a licensed officer on merchant vessels relative to matters ordinarily arising in the daily routine work aboard ships, as well as orders involving fire drills, boat drills, the handling of boats, or emergencies that may be expected to arise in the handling, operating, or navigating of a merchant vessel.

(b) The applicant for a letter of authorization must possess a currently valid United States seaman's document in the rating of lifeboatman.

(c) An applicant for a letter of authorization must possess a license issued by a foreign government for service as a deck or engineer officer, or, in the event the applicant does not hold a foreign license, he must pass the professional examination prescribed for the grade and class (deck or engine) of license for which he is making application. Before such professional examination may be given to the applicant, he must present evidence of service on United States or foreign vessels equivalent to that required of a United States citizen for an original license in the grade and class for which he applies. The applicant may present evidence of specialized experience or training which will be given consideration towards the establishment of his professional qualifications.

(d) An applicant for a letter of authorization must present a certificate from the United States Public Health Service that he has passed a satisfactory examination based on the contents of "The Ship's Medicine Chest and First Aid at Sea" or other manual arranged for the same purpose and having the approval of the United States Public Health Service.

§ 155.10–35 *Issuance of letter of authorization.* A letter of authorization will be issued to an alien only after the Commandant of the Coast Guard has approved his application. No letter of authorization will be issued, nor a temporary permit granted to permit an alien to serve in the capacity of a licensed officer during the time the application is being considered by the Coast Guard.

§ 155.10–40 *Professional classification.* (a) The highest grade for which an applicant for a letter of authorization will be approved may be subject to change from time to time and this upper limit of grade, if changed, will be duly published in the FEDERAL REGISTER. No alien will be approved to serve in the capacity as master or as chief engineer.

§ 155.10–45 *Surrender of a letter of authorization.* (a) When it is determined by the Commandant of the Coast Guard that a person to whom a letter of authorization has been issued is no longer eligible therefor under the provisions of the regulations in this subpart or applicable waiver orders in Part 154 of this subchapter, such person will be so notified in writing and he shall immediately surrender to the Coast Guard the letter of authorization held by him.

(b) Letters of authorization shall be surrendered upon demand of the Coast Guard in the following cases:

(1) Where reliable derogatory information is developed concerning the holder of a letter of authorization which was not available at the time of issuance of such a letter.

(2) Where suitable indication of ineligibility on the part of the holder to carry out the required duties of a licensed deck or engineer officer on United States vessels is received.

(3) Where suitable indication or evidence is presented that the approved alien officer is no longer physically qualified to carry out the required duties of a licensed deck or engineer officer.

(4) Where any seaman's documents held by the approved alien officer are revoked or suspended, or suspended with probation, as a result of a hearing under R. S. 4450, as amended (46 U. S. C. 239).

§ 155.10–50 *Rejection of applications.* Applicants who fail to qualify for letters of authorization will be notified in writing to this effect. Although no appeal is allowed to change this action, rejected applications will be reconsidered by the Commandant of the Coast Guard upon the submission by the applicant of additional pertinent information which was not before the Coast Guard at the time his application was rejected.

Dated: December 14, 1951.

[SEAL] MERLIN O'NEILL,
Vice Adm., U. S. Coast Guard,
Commandant.

[F. R. Doc. 51–15010; Filed, Dec. 17, 1951; 8:53 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Office of the Secretary

CALIFORNIA

NOTICE FOR FILING OBJECTIONS TO THE WITHDRAWAL OF PUBLIC LANDS FOR THE USE OF THE DEPARTMENT OF THE AIR FORCE FOR MILITARY PURPOSES [1]

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

R. D. SEARLES,
Acting Secretary of the Interior.

DECEMBER 12, 1951.

[F. R. Doc. 51-14922; Filed, Dec. 17, 1951; 8:46 a. m.]

OREGON

NOTICE FOR FILING OBJECTIONS TO RESERVING CERTAIN PUBLIC LAND IN CONNECTION WITH GOVERNMENT ISLAND GAME MANAGEMENT AREA [2]

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

R. D. SEARLES,
Acting Secretary of the Interior.

DECEMBER 12, 1951.

[F. R. Doc. 51-14920; Filed, Dec. 17, 1951; 8:45 a. m.]

[1] See F. R. Doc. 51-14921, Title 43, Chapter I, Appendix, PLO 770, *supra*.

[2] See F. R. Doc. 51-14919, Title 43, Chapter I, Appendix, PLO 768, *supra*.

DEPARTMENT OF LABOR

Division of Public Contracts

CONTRACTS FOR CERTAIN CANNED FRUITS AND VEGETABLES

NOTICE OF PROPOSED EXTENSION OF EXEMPTION FROM PROVISIONS OF WALSH-HEALEY PUBLIC CONTRACTS ACT

On September 7, 1951, pursuant to authority vested in me by section 6 of the Walsh-Healey Public Contracts Act (49 Stat. 2036; 41 U. S. C. 35-45) (hereinafter called the "act") I granted, after an open hearing, an exception permitting the award of contracts for the procurement of specified canned fruits and vegetables for the Armed Forces of the United States until and including December 31, 1951, without the inclusion therein of the representations and stipulations of section 1 of the act (16 F. R. 9290).

In accordance with § 201.601 of the regulations issued pursuant to the act (41 CFR 201.601), the Secretary of the Army has made written findings, transmitted through the Department of Defense on December 8, 1951, that the conduct of vital procurement will be impaired unless this exemption is extended through the calendar year 1952 for canned fruits and vegetables of the following varieties:

Apples, canned.
Applesauce, canned.
Apricots, canned.
Asparagus, canned.
Beans, lima, canned.
Beans, string, canned.
Beets, canned.
Berries, canned.
Carrots, canned.
Catsup, tomato.
Cherries, sour, canned.
Cherries, sweet, canned.
Corn, cream style, canned.
Corn, whole grain, canned.
Figs, canned.
Fruit cocktail, canned.
Grapefruit, canned.
Juice, citrus.
Juice, grape.
Juice, pineapple.
Peas, green, canned.
Peaches, canned.
Pears, canned.
Pineapple, canned.
Plums (prunes), canned.
Potatoes, sweet, canned.
Pumpkin, canned.
Puree, tomato.
Sauce, cranberry.
Spinach, canned.
Tomato juice, canned.
Tomato paste, canned.
Tomatoes, canned.

Pursuant to section 6 of the act and upon the basis of this finding, the Secretary of the Army has requested the Secretary of Labor to grant an exemption from the provisions of section 1 of the act permitting the award of contracts for the above varieties of canned fruits and vegetables during the calendar year 1952 without inclusion therein of the representations and stipulations of section 1.

Based on these findings of the Secretary of the Army and the entire record before me, it appears that the public interest will be served by a limited extension of the exemption. I, therefore, propose to grant an extension of the exemption for a six-month period ending June 30, 1952.

Prior to granting this proposed extension of the exemption, consideration will be given to any data, views or arguments pertaining thereto which are submitted in writing to the Secretary of Labor, Washington 25, D. C., within 10 days from publication of this notice in the FEDERAL REGISTER. Four copies of written material should be submitted.

Signed at Washington, D. C., this 14th day of December 1951.

MAURICE J. TOBIN,
Secretary of Labor.

[F. R. Doc. 51-15012; Filed, Dec. 17, 1951; 10:05 a. m.]

FEDERAL POWER COMMISSION

[Project No. 1970]

VALDEZ COLD STORAGE CORP.

NOTICE OF APPLICATION FOR LICENSE

DECEMBER 11, 1951.

Public notice is hereby given that Valdez Cold Storage Corporation, of Valdez, Alaska, has filed application under the Federal Power Act (16 U. S. C. 791a-825r) for license for constructed water-power Project No. 1970 (a restored part of former Project No. 1101), located on Solomon Gulch, a tributary of Port Valdez, in the Third Judicial Division, Alaska, and consisting of a concrete dam 26 feet high and 105 feet long forming a reservoir at high water of 155 acres; a timber diversion dam 4 feet high and 24 feet long; a wooden conduit 2,719 feet in length composed of an inverted siphon and flumes; a steel penstock 1,656 feet long; a metal-sheathed wood-frame powerhouse 20 feet by 48 feet containing a Pelton water wheel direct-connected to a 150-kw generator; a transmission line 3.947 miles long; and appurtenant facilities.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted before January 30, 1952, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51-14923; Filed, Dec. 17, 1951; 8:46 a. m.]

[Docket Nos. G–1743, G–1790]

SOUTHERN CALIFORNIA GAS CO. ET AL.

NOTICE OF FINDINGS AND ORDERS

DECEMBER 12, 1951.

In the matters of Southern California Gas Company, Southern Counties Gas Company of California, Docket No. G–1743; Southern Natural Gas Company, Docket No. G–1790.

Notice is hereby given that, on December 11, 1951, the Federal Power Commission issued its order, entered December 11, 1951, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51–14924; Filed, Dec. 17, 1951; 8:46 a. m.]

[Docket No. E–6355]

IDAHO POWER CO.

NOTICE OF EXTENSION OF TIME

DECEMBER 12, 1951.

Notice is hereby given that, on December 10, 1951, an extension of time was granted in the above-entitled matter, modifying paragraph (C) of the Commission's order entered June 1, 1951 (16 F. R. 5505).

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51–14927; Filed, Dec. 17, 1951; 8:47 a. m.]

[Docket No. E–6356]

KANSAS CITY POWER & LIGHT CO.

NOTICE OF ORDER AUTHORIZING AND APPROVING ACQUISITION OF SECURITIES

DECEMBER 12, 1951.

Notice is hereby given that, on December 11, 1951, the Federal Power Commission issued its order, entered December 11, 1951, authorizing and approving acquisition of securities in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 51–14925; Filed, Dec. 17, 1951; 8:46 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 26638]

METHANOL AND ANTI-FREEZE PREPARATIONS FROM MILITARY, KANS., TO MISSOURI AND ILLINOIS

APPLICATION FOR RELIEF

DECEMBER 13, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for the Kansas City Southern Railway Company and Gulf, Mobile and Ohio Railroad Company.

Commodities involved: Methanol and proprietary anti-freeze preparations, in tank-car loads.

From: Military, Kans.

To: St. Louis, Mo., and East St. Louis, Ill.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: L. E. Kipp's tariff I. C. C. No. A–3614, Supp. 128.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 51–14928; Filed, Dec. 17, 1951; 8:47 a. m.]